



IN THE
UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA ex rel.)
JEROME HENDRICKS,)
)
Petitioner,)
)
vs.)
)
DON HULICK, Warden,)
)
Respondent.)

No. 08 C 1589

The Honorable
Matthew F. Kennelly,
Judge Presiding.

FILED
Jun 13, 2008
JUN 13 2008 EA
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT.

TO THE CLERK OF THE UNITED STATES DISTRICT COURT

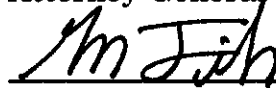
In compliance with Rule 5 of the Rules Governing Section 2254 Cases in the United States District Courts, and this Court's order of May 29, 2008, respondent files the attached transcript of trial court proceedings in *People v. Hendricks*, No. 88-CR-12517, in support of respondent's Motion to Dismiss the above-captioned petition for writ of habeas corpus.

June 13, 2008

Respectfully submitted,

LISA MADIGAN
Attorney General of Illinois

By:



GARSON FISCHER, Bar # 6286165
Assistant Attorney General
100 West Randolph Street, 12th Floor
Chicago, Illinois 60601
TELEPHONE: (312) 814-2566
FAX: (312) 814-2253
E-MAIL: gfischer@atg.state.il.us

1 of 2

CCCR-310

95-0474
Transcript of Record

Appeal

to

APPELLATE

Court of Illinois

FIRST

District

Circuit Court No. 88 CR 12517

Trial Judge LEO E. HOLT

Reviewing Court No. 95-0474

THE PEOPLE OF THE STATE OF ILLINOIS

VS.

JEROME HENDRICKS

from

CIRCUIT COURT

of

COOK COUNTY, ILLINOIS

COUNTY DEPARTMENT, CRIMINAL

FILED
APPELLATE COURT

AUG 19 1996

GILBERT S. MARCHMAN
CLERK

GREEN FILTERED
JAN 1 / 2007
APPELLATE COURT, FIRST DISTRICT

AURELIA PUCINSKI

Clerk of Court

SUPPLEMENTAL RECORD

Per AP/NJD

Deputy

(Rev. 4/8 /92) CCCR 0051

UNITED STATES OF AMERICA

State of Illinois)
Cook County) ss.

Pleas, before a branch of the Circuit Court of Cook County, in said County and
State, begun and held at the Circuit Court, in said County, COOK
one thousand nine hundred and NINETY-FIVE AND OF THE INDEPENDENCE
OF THE UNITED STATES OF AMERICA, TWO HUNDRED AND EIGHTEENTH YEAR.

Present: Honorable

THOMAS R. FITZGERALD..... Judge of the Circuit Court of Cook County

JACK M. O'MALLEY..... State's Attorney

MICHAEL F. SHEAHAN..... Sheriff of Cook County

AURELIA PUCINSKI..... Clerk

Attest:

And afterwards, to-wit: on

JUNE 8 , 19 95 , there was RECEIVED and FILED

**in the Office of the Clerk of the Clerk of the Circuit Court of Cook County, Illinois. COUNTY DEPARTMENT,
CRIMINAL DIVISION. AN INFORMATION GENERAL FOLLOWING TO WIT:**

FILED

JUN 05 1995

STATE OF ILLINOIS)
COUNTY OF C O O K) SS: AURELIA PUCINSKI
CLERK OF CIRCUIT COURT

IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS)
vs.) 88 CR 12517
JEROME HENDRICKS)

SUPPLEMENTAL REPORT OF PROCEEDINGS
had at the hearing of the above-entitled cause,
before the Honorable LEO E. HOLT, Judge of said
court; on the 27th day of July, A.D., 1994.

APPEARANCES:

HON. JACK O'MALLEY,
State's Attorney of Cook County, by
MR. JOHN HASKINS,
Assistant State's Attorneys,
appeared on behalf of the People;

MS. RITA FRY,
Public Defender of Cook County, by
MR. CHRISTOPHER SNEED,
Assistant Public Defender,
appeared on behalf of the Defendant.

Date of Hearing: 7/27/94

Pages: A-1 through A-4

I N D E X

Continuance

LASER STOCK FORM FMU

THE CORBY GROUP 1-800-255-5040

I N D E X

PEOPLE OF THE STATE OF ILLINOIS-vs-JEROME HENDRICKS

DATE: 9-16-94

PAGES: B-1 through B-2

CONTENTS: Appointment of Public Defender and
Continuance.

1 THE CLERK: Sheet 1 line 1. Jerome Hendricks.

2 MR. HASKINS: Good morning, your Honor.

3 For the record, John Haskins, representing
4 the People of the State of Illinois.

5 This is a Post-Conviction case, your Honor.
6 Last time it was up, your Honor, you waived our
7 appearance and you found that the case was not
8 frivolous and you put it on the call for today's
9 date.

10 I don't know if you appointed a Public
11 Defender or if there's a Counsel on the case for
12 the Petitioner.

13 THE COURT: In the interim, due to my vacation,
14 I've kind of lost where this case is in my head. I
15 have the file on my desk and I did not have an
16 opportunity to take a look at it. I'm pretty
17 certain that this case is beyond the point where I
18 can dismiss it, summarily, anyway.

19 MR. HASKINS: I think it probably is, Judge.

20 THE COURT: The Petition was filed in April and I
21 have ninety days. And we're now at the end of
22 July. So I'm pretty certain that the ninety days
23 have gone pass.

24 MR. HASKINS: I think so, Judge. I think that's

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
SIXTH MUNICIPAL DISTRICT

PEOPLE OF THE STATE)
)
OF ILLINOIS.)
)
Plaintiffs,)
) No. 88 CR 12517
-vs-)
)
JEROME HENDRICKS,)
)
Defendant.)

REPORT OF PROCEEDINGS

of the hearing had on the 16th day of September,
1994, before the Honorable LEO HOLT, Judge of said
Court.

PRESENT:

HON. JACK O'MALLEY,
State's Attorney for Cook County,
By MR. JOHN HASKINS,
Assistant State's Attorney,
appeared on behalf of the People;

MR. MICHAEL KILMER,
Assistant Public Defender,
appeared on behalf of the Defendant.

Sheri Hodorowicz, CSR
Official Court Reporter
Lic. No. 084-001901

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: I don't know -- did you ever
3 appoint the Public Defender? You did rule that it
4 wasn't frivolous.

5 THE COURT: I don't know whether I did or not.

6 MR. HASKINS: You did in July. Besides, it was
7 filed April 19th. It's past the time.

8 THE COURT: Well beyond. I must appoint counsel.

9 MR. HASKINS: Well, anyhow, we can tell him
10 so they know.

11 THE COURT: The Public Defender is appointed
12 for Mr. Hendricks.

13 MR. HASKINS: Can we have by agreement the same
14 date?

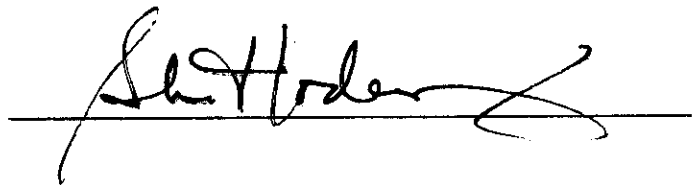
15 MR. KILMER: 12-16. If I can get a copy of the
16 petition.

17 THE COURT: By agreement, December 16th.
18 I believe there is an extra copy in the court
19 file. If not, you can always make a copy of the
20 one that is in the file.

21
22 (Which were all the proceedings had
23 in the above cause for that date.)
24

1
2
3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
4 SIXTH MUNICIPAL DISTRICT
5
6
7

8 I, Sheri Hodorowicz, CSR, Official Court
9 Reporter for the Circuit Court of Cook County, do
10 hereby certify that I reported in shorthand the
11 proceedings had in the above cause; that I
12 thereafter caused the foregoing to be transcribed
13 into typewriting, which I hereby certify to be a
14 true and accurate transcript of the proceedings
15 had in the above cause.

16 
17
18
19

20 Dated this 22 day
21 of May 1995.
22
23
24

FILED

JUN 05 1995

AURELIA PUCINSKI
CLERK OF CIRCUIT COURT

1 STATE OF ILLINOIS)
2 COUNTY OF C O O K) SS:

3 IN THE CIRCUIT COURT OF COOK COUNTY
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5
6 THE PEOPLE OF THE
STATE OF ILLINOIS)


7 -vs-)

No. 88 CR 12517 PC

8
9 JEROME HENDRICKS)

10 REPORT OF COMPLIANCE

11
12 I, FRED PANOZZO, Supervisor, Official Short-
13 hand Reporter of the Circuit Court of Cook County, County
14 Department- Criminal Division, do hereby certify that on
15 the 6 day of May June, 1995, the original and a
16 carbon copy of the Report of Proceedings in the above-
17 entitled cause were filed with the Clerk of this Court.

18
19
20 
Fred Panozzo, Supervisor
District Six MS

(Rev. 2/18/93) CCCR-56

STATE OF ILLINOIS }
COUNTY OF COOK } ss

I, AURELIA PUCINSKI, Clerk of the Circuit Court of Cook County, in said County and State, and Keeper of the Records and Seal thereof, do hereby certify the above and foregoing to be a true, perfect and complete copy of . . . A. (ONE) VOLUME SUPPLEMENTAL RECORD CONSISTING OF THE REPORT OF PROCEEDINGS, ONLY. NO PRAECIPE HAVING BEEN FILED PURSUANT TO THE NOTICE OF APPEAL FILED IN THE APPELLATE COURT UNDER APPELLATE COURT NO. 95-0474.

in a certain cause LATELY pending in said Court, between
The People of the State of Illinois. WERE, Plaintiffs and
. JEROME HENDRICKS WAS, Defendant.

Witness: AURELIA PUCINSKI,

Clerk of the court, and the Seal thereof, at Chicago

In said County, JUNE . 8 . . , 19 .95 .



..... Aurelia Pucinski / nps
Clerk

AURELIA PUCINSKI, CLERK OF THE CIRCUIT COURT OF COOK COUNTY

88CR

94-1-12517
Transcript
APPELLATE
FIRST
Court of Illinois
District

POST-CONVICTION

Circuit Court No. 88 CR 12517

Trial Judge LEO E. HOLT

Reviewing Court No. 94-1570

THE PEOPLE OF THE STATE OF ILLINOIS

VS.

JEROME HENDRICKS

from

CIRCUIT COURT

of

COOK COUNTY, ILLINOIS

COUNTY DEPARTMENT, CRIMINAL DIVISION

FILED APPELLATE COURT
JAN 1 2007

VOLUME ONE

COMMON LAW RECORD, ONLY

AURELIA PUCINSKI

Clerk of Court

Per AP/GL Deputy

88CR12517

PAPERS FILED

ORDERS ENTERED

On 9-7-88

Attest: *PD*

First Appearance

SP. P. R. R. ~~Assigned~~ ~~values~~ formal.

~~Number of - 000000, extent Dist of~~

~~CONFIDENTIAL - CIO Transfer to Judge~~

Host 09/09/88

State Action for Pre-Trial Disc. Filed:

M/S S&T Carey

9/9/88

Mocking pp deft. in custody. Atty Gen't files
preceding appearance. Transcripts tendered.
BA 10/17/88 x

OCT 17 1988

JUDGE LEO E. HOLT

pp left in car today. Draft Order
for Discovery filed by Court.
Subpoenaed material tendered to
FD in open court. Deft admonished
as to Trial in Absentia.
B/A 12-15-88x

DATE

JUDGE

ORDERS ENTERED

DEC 16 1988

JUDGE LEO E. HOLT

pp. deft. in custody. MS Leave to file
Answer to Discovery allowed.
BA 2/2/89 x

FEB 02 1989

JUDGE LEO E. HOLT

pp. deft. in custody. Atty. present.
MS Leave to file. Ling. from Answer
to Discovery allowed. MD Leave to
file Motions regarding Death
Penalty Phase of Case: allowed. State
tenders Discovery.
BA 3/29/89 w/s

MAR 29 1989

LEO E. HOLT

pp. deft. in custody. Atty. present.
MD to Preclude Death Penalty Procedure -
Denied. MD to Compel the Prosecution
to Disclose, whether it will Request
a Death Penalty Hearing etc - Denied.
MD to Prohibit Consideration of Arrest
not resulting in Conviction etc - Withdrawn.
MD to Declare the Illinois Death
Penalty Unconstitutional - Denied.
MD to Compel Prosecution to Disclose
whether it will Request a Death Penalty
Hearing if Jerome Hendricks is Convicted
of Murder - Denied. MD for individual
Voir Dire and Sequestration of Jurors
during Voir Dire - Granted. MD to
Compel Prosecution to Disclose any
Non-Statutory Aggravating Factor, it
will Present at the Sentencing Hearing -
Granted. MD to Preclude the State
from Death Qualifying a Potential Juror
etc - Denied. MD to Bar a Death
Penalty Sentence Hearing Under
9-1(d) and to Bar Imposition of the

THE PEOPLE OF THE STATE OF ILLINOIS VS.

CASE
NO.

88CR 12517

Jerome Hendricks

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

Death Penalty - Denied. MD to allow
 deft. the right of allocution - Denied.
 MD to Preclude Death Qualification
 of the Jury @ the Guilt / Innocence
 Phase Etc. - Withdrawn. MD for a Hearing
 on Proportionality - Denied. MD for Atty.
 Participation in Voir Dire - Granted.
 MD for Certain Orders Regarding Pre-Trial
 Publicity - Denied. MD for Discovery
 and a Bill of Particulars as to Aggravation
 Granted. MD to Prohibit Death
 Qualification of the Jury at the Guilt/
 Innocence Stage of the Trial - Denied.
 MD to Produce the Record on all Criminal
 Court Proceedings Involving any
 Prosecution Witness - Granted. MD
 to Waive Jury for Death Eligible
 Phase of Sentencing - Withdrawn.
 BA 4/14/89x

APR 14 1989 LEO E. HOLT.

pp deft. in custody.
 BA 4/18/89x

DATE

JUDGE

ORDERS ENTERED

APR 18 1989 LEO E. HOLT. pp deft in custody. Atty present.
MD & move to file Motion to Quash
Arrest and Suppress Evidence allowed.
BA 6/5/89 w/s

UN 05 1989 LEO E. HOLT. pp deft in custody Atty present
BA 8/14/89 w/s

JUG 14 1989 LEO E. HOLT. pp deft in custody. Atty not present.
MD 8/21/89 x

JUG 21 1989 LEO E. HOLT. pp deft in custody.
MD 8/23/89 x

AUG 23 1989 LEO E. HOLT. pp deft in custody.
BA 10/6/89 x

OCT 06 1989 LEO E. HOLT. pp deft in custody.
BA 11/17/89 x

NOV 17 1989 LEO E. HOLT. pp deft in custody. Atty present.
BA 1/12/90 final status

JAN 12 1990 LEO E. HOLT. PP. defendant present (cust)
M/O 1-19-90 x final status

JAN 19 1990 LEO E. HOLT. pp deft in custody.
BA 2/15/90 w/s Motions

FEB 15 1990 LEO E. HOLT. pp deft in custody. Atty not present.
MD 2/20/90 w/s Motions

FEB 26 1990 LEO E. HOLT. pp deft in custody. Atty present.
BA 2/27/90 w/s Motions

THE PEOPLE OF THE STATE OF ILLINOIS

NO.

88CR12517

Jerome Hendricks

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

FEB 27 1990

LEO E. HOLT

pp: deft. in custody. Atty. present.
 Hearing on Motion to Quash Arrest
 and Suppress Evidence. Opening
 Statements heard. Petitioner presents
 testimony. Defense rests Motion state to
 Denied Petition o/c. State Motion Denied
 Further testimony heard
 O/C 3-7-90 x further testimony

MAR 07 1990

LEO E. HOLT

pp deft. in custody.
 MD 3/13/90 x

(1.00)

MAR 13 1990

LEO E. HOLT

pp deft. in custody.
 BA 3/29/90 x

MAR 29 1990

LEO E. HOLT

pp deft. in custody. Respondant presents
 testimony. O/C 4/4/90 x

APR 04 1990

LEO E. HOLT

pp DEFT. CUSTODY

MD 4/9/90

APR 09 1990

LEO E. HOLT

pp deft. in custody. Atty. present.
 MD 5/10/90 x

CCG-69 (381)

(OVER)

DATE

JUDGE

ORDERS ENTERED

MAY 16 1990	LEO E. HOLT	pp deft. in custody. Atty present. MD 5/31/90 x
MAY 31 1990	LEO E. HOLT	pp deft. in custody. Petitioner presents testimony in rebuttal. Respondant presents further testimony. Respondant rests. Both sides rest. Arguments heard. Ruling of the Court takes under advisement - O C 6/27/90 x
JUN 27 1990	LEO E. HOLT	pp deft. in custody. Atty present. Ruling of the Court - Motion to Dismiss Incest and Supposed Evidence is Denied. BA 8/3/90 x
JG 03 1990	LEO E. HOLT	pp deft. in custody. Atty present. BA 8/10/90 x
JG 10 1990	LEO E. HOLT	pp deft. in custody. Atty present. BA 10/9/90 w/3 Jury
CT - 9 1990	LEO E. HOLT	pp deft. in custody. BA 10/23/90 x status
T 23 1990	LEO E. HOLT	pp. deft. in custody. BA 1/14/91 w/5 trial (Jury)
JAN 14 1991	LEO E. HOLT	pp deft. in custody. BA 1/22/91 w/5 Jury. MS Lease to file Motion to Dismiss the Defence of the State's Intention to Proceed on the Theory of Felony Murder, not charged in the Indictment allowed. MS Lease to file Motion to

THE PEOPLE OF THE STATE OF ILLINOIS VS.

CASE
NO.*Jerome Hendricks**88CR12517*

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

*Inform the Defense of the State's
Intention to Use Evidence of Another
Crime and amend State's Answer to
Discovery allowed.*

JAN 22 1991

LEO E. HOLT

*pp - deft. in custody
MD 2/4/91 w/s jury*

FEB 04 1991

LEO E. HOLT

*pp deft. in custody
MD 2/5/91 w/s jury*

FEB 05 1991

LEO E. HOLT

*pp deft. in custody. MS Learn to amend
Counts 3 & 4 of the indictment allowed.
Dft. waived right to hearing by jury
as to the death phase and signs
jury waiver. Plea of not guilty (HG)
is entered. O/C 2/6/91 x 11:00*

FEB 06 1991

LEO E. HOLT

*pp deft. in custody. MS Learn to
amend CT 5, 6, 7, 8, 9 & 11 allowed.
Dft. advised of right to trial by
jury, waived jury trial and
signs jury waiver.
BA 2/7/91 x 1:00*

CC 9 (3-81)

(OVER)

FEB 07 1991	LEO E. HOLT	pp deft in custody. Please not guilty (HE) is entered. Opening statements heard. State presents testimony. O/C 2/8/91 x (1:00)
FEB 08 1991	LEO E. HOLT	pp deft in custody. Atty present. MD Leave to file Motion to Dismiss allowed. Deft Motion to Dismiss heard & denied. O/C 2/11/91 x
FEB 11 1991	LEO E. HOLT	pp deft in custody. Atty present. State presents further testimony. O/C 2/13/91 x
FEB 13 1991	LEO E. HOLT	pp deft in custody. Atty present. State presents further testimony. O/C 2/14/91 x
2/14/91	HOLT	pp deft in custody. State presents further testimony. O/C 2/19/91 x 1p.m.
2/19/91	HOLT	pp deft in custody. State presents further testimony. O/C 2/20/91 x (1:00)
FEB 20 1991	LEO E. HOLT	pp deft in custody. State presents further testimony. MD to Strike testimony denied. State rests. O/C 2/21/91 x
FEB 21 1991	LEO E. HOLT	pp deft in custody. MD Leave to file Memorandum in Support of Motion for a directed finding allowed. O/C 3/25/91 x

THE PEOPLE OF THE STATE OF

INOIS VS.

CASE

NO.

Jerome Hendricks et al

88CR 12577

ATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

MAR 25 1991

LEO E. HOLT

pp. left in custody. Ruling on Motion for a directed finding - MD for a directed finding of not guilty. Denied Sustained as to Counts 5 & 8 (Agg. Crim. Sex. Assault) and denied as to CT 3, 4 (Murder), 6, 7, 9, 10 (Agg. Crim. Sex. Assault), 11 (Crim. Sex. Assault), 12 (Conceal. from Death), 13 (Kidnapping), 14, 15, 16, 17 (Agg. Kidnapping) and CT 18 (Unlawful Restraint).
O/C 3/26/91 x

MAR 26 1991

LEO E. HOLT

pp. left in custody. Defense presents testimony. O/C 4/16/91 x

APR 16 1991

LEO E. HOLT

pp. left in custody. Defense presents testimony. O/C 5/21/91 x

MAY 21 1991

LEO E. HOLT

pp. left in custody.
BA 5/23/91 x

CC

7/23/91 HOLT

pp. left in custody.
BA 5/29/91 w/s Bench

(OVER)

5/29/91	HOLT	pp deft. in custody. Defense rests. Both sides rest. Closing arguments heard. O/C 5/30/91 x 1:00
5/30/91	HOLT	pp deft. in custody. Finding of the Court, deft. guilty of Counts 1, 2 & 3 (Murder), C. 10 (Agg. Chm. Sed. Assault), C. 12 (Cmc. Fm. Wth), C. 13 (Kidnapping), C. 14, 15, 16, 17 (Agg. Kidnapping) and C. 18 (Unlawful Restraint). Judgment entered on Counts 1, 10, 12, and 14 only. Finding of Not Guilty on Counts 4, 6, 7, 9 and 11. Bond Reversed. PSI ordered. O/C 8/20/91 x
7/18/91	CLERK	There was filed in the Clerk's office a Motion for a New Trial as to deft. Jerome Hendricks.
8/20/91	HOLT	pp deft. in custody. Motion for a New Trial heard & denied. O/C 8/22/91 x 9:30
AUG 22 1991	LEO E. HOLT	pp deft. in custody. Ruling of the Court, deft. found eligible for Imposition of the Death Penalty. Testimony heard in aggravation and mitigation. O/C 8/26/91 x 9:30 for sentencing

THE PEOPLE OF THE STATE OF ILLINOIS VS.

CASE
NO.*Jerome Hendrickson**88cr12517*

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

*8/26/91**HOLT*

*pp deft. in custody. Deft sentenced
on finding and judgment to
Natural Life on the charge of Murder
(CT 1), 30 years on the charge of
Aggravated Criminal Sexual Assault
(CT 10) to run consecutive to Count 1,
5 years on the charge of Concealment
Homicidal Death (CT 12) to run
concurrent with Count 10 and consecutive
to Count 1, and 15 years on the
charge of Aggravated Kidnapping
(CT 14) concurrent with Counts 10 & 12
and consecutive to Count 1. Mitigates
to occur*

*Deft. advised of right to appeal*NOTICE OF APPEAL RECEIVED AND FILED
IN CLERK'S OFFICE*8-28-91 Clerk*

NOTICE OF APPEAL MAILED

*9-5-91 Clerk**O/C set on Appellate Docket*

CC-69 (381)

9-13-91

*9-13-91 T.R. Fitzgerald O/C P/10 App'd on Appeal
Hence to be filed*

(OVER)

DATE

JUDGE

ORDERS ENTERED

*o/c. Free reprint of proceedings
Ordered.*

1-17-94

CLERK OFF.

APPELLATE COURT MANDATE
FILED IN CLERKS OFFICE
TRANSFER TO PRESIDING JUDGE
FOR 1-24-94

☐ DISMISSED ☒ AFFIRMED ☐ RECALLED

☐

1-24-94

Eggers

Aff. Cir Ct

1-24-94

Clerk

RE: PETITION FOR POST CONVICTION RELIEF FILED. To be
heard on 3-10-94 in 101

3-10-94

CRISTONE

TRANSFER TO JUDGE HOLT FOR 3-17-94

MAR 17 1994

LEO E. HOLT

pp DRIP o/c 3/23/94

3/21/94

HOLT

pp DRIP Motion to Advise
Detained. Reliance on Post
Conviction Relief - Dismissed
Draft Order entered

3/29/94

CLERK

Certification mailed to Defendant
regarding Post-Conviction Disposition

THE PEOPLE OF THE STATE OF ILLINOIS VS.

CASE
NO.

Jerome Hendricks

88cr 12517

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

CLERKS OFFICE

NOTICE OF APPEAL FILED

4-7-94

NOTICE OF APPEAL MAILED

5-5-94

APPELLATE HEARING DATE ASSIGNED BEFORE

PRESIDING JUDGE ON

5-70-94

MAY 10 1994

T.R. FITZGERALD

O/C

☐

STATE APPELLATE DEFENDER

☒

PUBLIC DEFENDER

☐

PRIVATE ATTORNEY

☐

OTHER

APPOINTED TO REPRESENT THE DEFENDANT ON THE APPEAL

☒

FREE REPORT OF PROCEEDINGS, ALLOWED

☐

FREE REPORT OF PROCEEDINGS, DENIED

(OVER)

FILED

FEB 24 1994

**ORIGINAL
FILE COPY
DO NOT REMOVE**

STATE OF ILLINOIS)
COUNTY OF COOK) SS:

AURELIA POCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,
Respondent.

vs

JEROME HENDRICKS,

PRO SE PETITIONER.

POST CONVICTION NUMBER _____

INDICTMENT NO. CR-

88 CR 12517

CIRCUIT COURT OF COOK COUNTY,

HONORABLE

LEO HOLT

JUDGE PRESIDING

PRO SE POST CONVICTION PETITION RELIEF

Petitioner, Jerome Hendricks, comes before the Court and requests leave to file his Pro Se Post Conviction Petition Relief pursuant to the Post-Conviction Act, Illinois Compiled Statutes, Chapter 725, Section 5/122 et seq.

GENERAL BACKGROUND

1. Petitioner Jerome Hendricks was found guilty of these offenses in August of 1991, on a bench trial, First Degree Murder, Aggravated Criminal Sexual Assault, Aggravated Kidnapping, and Concealment of a Homicidal Death.
2. Petitioner Jerome Hendricks was sentenced to Natural Life Imprisonment for First Degree Murder, plus 30 years, to be served consecutively, for the remaining charges.
3. Indictment Number 88 CR-12517.
4. Bench Trial.
5. Sentence Judge: Honorable Leo Holt.
6. Sentence date; August 26, 1991.

ORIGINAL
FILE COPY
DO NOT REMOVE

FILED

FEB 24 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

HISTORY IN THE APPELLATE COURT

NOTICE OF APPEAL

GENERAL BACKGROUNDS

1. A Notice Of Appeal was timely filed on August 28, 1991.
2. His conviction was affirmed by the Illinois Appellate Court, First District, First Division in a published opinion date September 7, 1993.
3. No petition for rehearing was filed.
4. An affidavit of intent to seek further review by the Illinois Supreme Court was filed on September 24, 1993.
5. The Illinois Supreme Court denied the Petitioner rehearing in 1993.
6. The pro se Petitioner are filing a pro se post conviction petition to the Cook County Circuit Court Judge Leo Holt in February of 1994.

NATURE OF THE CASE

The defendant, Jerome Hendricks, was charged under Indictment 88 CR 12517 with the offenses of first degree murder, aggravated criminal sexual assault, criminal sexual assault, aggravated kidnapping, concealment of a homicidal death, and unlawful restraint. Following a bench y trial before the Honorable Leo Holt, Hendricks was convicted of first degree murder, aggravated criminal sexual assault, aggravated kidnapping and concealment of a homicidal death. Hendricks was sentenced to natural life imprisonment for murder, plus 30 years, to be served consecutively, for the remaining charges.

FILED

FEB 24 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

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STATEMENT OF FACTS

Jerome Hendricks was indicted for and convicted of first degree murder, aggravated criminal sexual assault, and aggravated kidnapping.

FILED

FEB 24 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

CONSTITUTIONAL VIOLATIONS

1.

JEROME HENDRICKS WAS DENIED DUE PROCESS OF THE LAW UNDER THE UNITED STATES CONSTITUTION , BECAUSE THE POLICE DID NOT HAVE PROBABLE CAUSE TO ARREST HIM.

The trial court erred by ruling that Jerome Hendricks arrest was supported by probable cause. The police had no probable cause to arrest Jerome Hendricks, and his arrest and all evidence flowing from it should have been suppressed.

Following a lengthy pre-trial motion to quash arrest and suppress evidence, the trial court made, as its findings of fact, that Jerome Hendrick was arrested in his home in violation of Payton v. New York, 445 U.S. 573, 100 S. Ct. 1371, 63 L. Ed. 2d 639 (1980).

This determination that probable cause existed was in error and violated Jerome Hendricks right to be free from unreasonable search and seizure. U.S. Const., amends. IV, XIV; Ill. Const., 1970, art. I. sec. 6.

The trial judge ruled this satisfied probable cause, and found no Fourth Amendment violation to exist. This decision was in error.

The Fourth Amendment to the United States Constitution prohibits police from arresting persons on the basis of "mere suspicion.

The knowledge that a defendant was the last person to be seen with the victim does not support a finding of probable cause, but rather remains in the realm of mere suspicion and probability.

Jerome Hendricks, however, was not the last person to be seen with victim Denise. Yolanda Hill testified that she ordered Jerome Hendricks to leave her house, and then ordered Denise to go upstairs.

Jerome Hendricks arrest was not based upon probable cause. The evidence adduced at trial was that Jerome Hendricks was kept in continuous custody until he made a statement. The statement was the fruit of the illegal arrest and must be suppressed.

Wong Sun v. United States, 371 U.S. 471, 83 S. Ct. 407, 9 L. Ed. 2d 441 (1963). It is respectfully requested that the trial court's determination that probable cause existed be reversed, and that the statement and any other evidence obtained as a result of the illegal arrest be suppressed.

CONSTITUTIONAL VIOLATIONS

2.

JEROME HENDRICKS WAS DENIED A FAIR BENCH TRIAL UNDER THE UNITED STATES CONSTITUTION SIXTH AMENDMENT , HE WAS NOT PROVEN GUILTY OF FIRST DEGREE MURDER BEYOND A REASONABLE DOUBT.

Jerome Hendricks was not proven guilty of first degree murder beyond a reasonable doubt. The State's sole evidence linking Hendricks to Denise Johnson's death was Hendrick's statement, but that statement did not implicate Hendrick's in committing first degree murder.

In the instant case, Jerome Hendricks was convicted of first degree murder based upon circumstantial evidence. There was no evidence linking Jerome Hendricks to the death of Denise Johnson.

As our Supreme Court stated:

The elements of murder which must be established are: The proof of death and the proof of a criminal agency causing death. Both of these elements must be established by evidence beyond a reasonable doubt. After these elements, termed in law the corpus delicti, have been proved, then the law requires that the evidence establish beyond a reasonable doubt that the defendant was the criminal agency or put in motion the criminal agency, which caused the death of the victim.

People v. Wilson, 400 Ill. 461, 81 N.E. 2d 211, 220 (1984).

The Seventh Circuit has observed that a verdict must not rest solely on the piling of inference upon inference, but proper judgment must be used to evaluate what reasonably may be inferred from circumstantial evidence. U.S. v. Guzzino, 810 F. 2d 687 (7th Cir.1987).

CONSTITUTIONAL VIOLATIONS

3.

JEROME HENDRICKS NATURAL LIFE SENTENCE VIOLATES DUE PROCESS OF THE
LAW AND EQUAL PROTECTION OF THE LAWS UNDER THE UNITED STATES
CONSTITUTION EIGHTH AMENDMENT. THE SENTENCE ARE EXCESSIVE.

The trial court abused its discretion in sentencing Jerome Hendricks
to natural life in prison without possibility of parole for the offense
of first degree murder, The judge ruled that Jerome Hendricks actions
were brutal and heinous, but that judgment was in error.

" Heinous" has been defined as " hatefully or shockingly evil.....grossly bad..
enormously and flagrantly criminal". "brutal" has been defined as "
grossly ruthless.... devoid of mercy or compassion.....cruel and cold-
blooded." People v. LaPointe, 88 Ill. 2d 482, 501.
"Cruelty" has been further defined as a "disposition to inflict pain or
suffering or to enjoy its being inflicted."

FILED

FEB 24 1994

AURELIA PUCINONI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

CONSTITUTIONAL VIOLATIONS

4.

THE ILLINOIS PENALTY STATUTES FOR MURDER VIOLATE DUE PROCESS AND EQUAL PROTECTION BECAUSE THEY ALLOW THOSE WHO ARE FOUND GUILTY OF AN EXCEPTINALLY BRUTAL OR HEINOUS MURDER TO BE SENTENCED TO EITHER NATURAL LIFE OR AN EXTENDED TERM.

The trial judge sentenced Jerome Hendricks to natural life in prison because he believed the Jerome Hendricks actions were exceptionally brutal and heinous indicative of wanton cruelty.

Jerome Hendricks knows of no way these statutes can be read together so that the application of the statute imposing natural life can be found constitutional.

When the existence of the same factor forms the basis for two sentencing schemes, one more favorable to the defendant than the other, defendants have been accorded the benefits of the more favorable sentencing provisions.

See People v. Williams, 60 Ill. 2d 1, 16-17, 322 N.E. 2d 819 (1975).

This favorable treatment should apply here as well.

Jerome Hendricks should have received no more than the maximum extended term sentence.

For the reasons given, the Illinois penalty statutes for exceptinally brutal or heinous murders are unconstitutionally arbitrary, disparate, and discriminatory. Because the violation of Jerome Hendricks rights to due process and equal protection is plain (Ill. Rev. Stat., 1987, ch 110A, par. 616(a), this Honorable Court should remand this matter for resentencing.

FILED

FEB 24 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

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FILED

FEB 24 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS

Plaintiff

vs.

Pro Se Petitioner

Jerome Hendricks,

FILED

FEB 24 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

Indictment Number 88 CR 12517

NOTICE OF FILING


TO: JACK O' MALLEY
STATE'S ATTORNEY
309 DALEY CENTER
CHICAGO, IL 60612

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT OF COOK
COUNTY, ILLINOIS COUNTY DEPARTMENT
DEPARTMENT-CRIMINAL DIVISION
2650 SOUTH CALIFORNIA AVE
CHICAGO, ILLINOIS 60608


PLEASE TAKE NOTICE that on _____, I filed 6 copies
of my Pro Se Post Conviction Petition
to the Cook County Circuit Clerk Mrs. Pucinski.

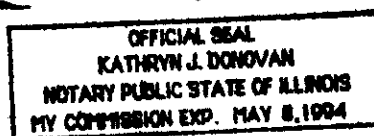
PROOF OF SERVICE

I, the undersigned, being first duly sworn on oath,
depose and state that on this date I served 6 copies of my
Pro Se Post Conviction Petition to the Cook County Circuit Court
Clerk, Mrs. Pucinski.


X Pro Se Petitioner

Subscribed and Sworn To
Before me this 15th day of February, A.D. 1994.


Notary Public



STATE OF ILLINOIS) SS:
COUNTY OF COOK)

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IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,)
RESPONDENT.)
VS.)
JEROME HENDRICKS,)
PRO SE PETITIONER.)

POST CONVICTION NUMBER _____
INDICTMENT NO. CR-88 12517
CIRCUIT COURT OF COOK COUNTY,
HONORABLE:
LEO HOLT
JUDGE PRESIDING

APPLICATION TO SUE OR DEFEND AS A POOR PERSON

Applicant, Jerome Hendricks, respectfully requests the Court, pursuant to Illinois Revised Statutes, Ch. 110. Sec. 5-105 and Rule 298 of the Illinois Supreme Court, to grant him leave to defend the above-captioned cause as a poor person. In support of this request, applicant states the following statements are true in substance and in fact:

1. I am the defendant in the above-captioned legal proceeding.
2. I am a poor person and unable to defend this action and am unable to pay the costs, fees, and expenses of this action.
3. My occupation or means of subsistence:
 - (a) I am not currently employed due to my imprisonment at Pontiac Correctional Center, but I do receive a State stipend of \$40.00 per month as a recycling worker.
 - (b) The amount and source of all other income or support are:
4. My total income for the preceding year was None.
5. The sources and amount of income expected by me hereafter are:
None:
6. The nature and current value of my property, real or personal, owned by me:
 - (a) Real Estate: None Value: None
 - (b) Automobile: None Value: None
 - (c) Cash, Savings, Checking Accounts: None
7. No applications for leave to sue or defend as a poor person were filed by me or on my behalf during the preceding year, except as follows;
8. I believe in good faith that I have a meritorious defense.

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STATE OF ILLINOIS)
COUNTY OF COOK) SS:

IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,)
RESPONDENT.)

POST CONVICTION NUMBER
INDICTMENT NO. CR-88 12517

CIRCUIT COURT OF COOK COUNTY,

HONORABLE:

VS.

LEO HOLT
JUDGE PRESIDING

JEROME HENDRICKS,
PRO SE PETITIONER.

MOTION TO PROCEED IN FORMA
PAUPERIS AND TO APPOINT COUNSEL

Petitioner, Jerome Hendrick, comes before the Court and respectfully requests that he be permitted to file the attached Petition for a Pro Se Petition in forma pauperis and to proceed in forma pauperis, and to have an attorney appointed to represent him in this proceeding. In support of this request, petitioner states:

1. He is presently incarcerated at the Pontiac Correctional Center, in Pontiac, Illinois 61764.
2. He is without adequate income or assets with which to pay the costs of this litigation or to procure counsel.

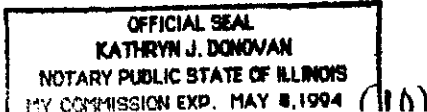
WHEREFORE, petitioner prays that he be granted leave to file and to proceed in forma pauperis in the above-captioned Petition for the Petition and to have counsel appointed to represent him this proceeding.

J. Hendricks
X Petitioner, Pro Se

I, Jerome Hendricks, swear that the facts stated in this Motion are true and correct in substance and in fact.

Jerome Hendricks
X Petitioner, Pro Se

Signed before me this 15th day of February, 1994.



Kathryn J. Donovan
Notary Public

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STATE OF ILLINOIS)
COUNTY OF COOK) SS:

IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,
RESPONDENT.

VS.

JEROME HENDRICKS,
PRO SE PETITIONER.

) POST CONVICTION NUMBER _____
) INDICTMENT NO. CR-88 12517
) CIRCUIT COURT OF COOK COUNTY
) HONORABLE:
) LEO HOLT
) JUDGE PRESIDING

A F F I D A V I T

I, Jerome Hendrick, affiant, do solemnly state as follows that:

1. I am the Pro Se Petitioner in the above entitled cause.
2. I have read and understand the attached Pro Se Post Conviction Petition Relief.
3. The Pro Se Post Conviction Petition Relief is true and correct to the best of my knowledge.

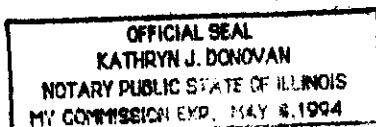
Date: _____

J. Hendrick
Signature, Pro Se Petitioner

Subscribed And Sworn To before me this

15th day of February, 1994.

Kathryn J. Donovan
Signature of Notary Public



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STATE OF ILLINOIS)
COUNTY OF COOK) SS:

IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS,
Respondent.

vs.

JEROME HENDRICKS,

PRO SE PETITIONER.

POST CONVICTION NUMBER _____

INDICTMENT NO. CR- 88 CR-12517

HONORABLE

LEO HOLT
JUDGE PRESIDING

MEMORANDUM IN SUPPORT OF PETITIONER'S POST
CONVICTION PETITION

The petitioner, JEROME HENDRICKS, pro se, respectfully submits this memorandum in support of his Petition For Post Conviction Relief.

I.

STATEMENT OF FACTS

His name is JEROME HENDRICKS. He has spent more than three (3) years at Pontiac Correctional Center, convicted of these offenses, First Degree Murder, Aggravated Criminal Sexual Assault, Aggravated Kidnapping, and Concealment of a Homicidal Death, sentenced to natural life and plus 30 years imprisonment.

JEROME HENDRICKS was represented by the Office of the Public Defenders.

1. THE POLICE DID NOT HAVE PROBABLE CAUSE TO ARREST JEROME HENDRICKS, AND THE TRIAL COURT THEREFORE ERRED IN DENYING THE MOTION TO QUASH ARREST AND SUPPRESS EVIDENCE.

2. JEROME HENDRICKS WAS NOT PROVEN GUILTY OF FIRST DEGREE MURDER BEYOND A REASONABLE DOUBT.

6 (12) 27

I.

3. JEROME HENDRICKS SENTENCE OF NATURAL LIFE FOR FIRST DEGREE MURDER WAS EXCESSIVE.

4. THE ILLINOIS PENALTY STATUTES FOR MURDER VIOLATES DUE PROCESS AND EQUAL PROTECTION BECAUSE THEY ALLOW THOSE WHO ARE FOUND GUILTY OF AN EXCEPTIONALLY BRUTAL OR HEINOUS MURDER TO BE SENTENCED TO EITHER NATURAL LIFE OR AN EXTENDED TERM.

STATEMENT OF FACTS

2.

JEROME HENDRICKS WAS NOT PROVEN GUILTY OF FIRST DEGREE MURDER BEYOND A REASONABLE DOUBT.

1. When looking at the evidence in a light most favorable to the prosecution, there is no proof beyond a reasonable doubt that JEROME HENDRICKS committed first degree murder.
2. Proof of the other offenses does not logically infer proof of murder,
3. There was no real hard evidence linking JEROME HENDRICKS to the death of Denise Johnson.
4. The medical examination could not reveal the date of Denise Johnson death in JEROME HENDRICKS case.

See: People v. Weinstein, 35 Ill. 2d 467, 220, N.E. 2d (432) 1966.

The prosecution has the burden of proving beyond a reasonable doubt all the material and essential facts constituting the crime.

The burden of proof never shifts to the accused, but remains the responsibility of the prosecution throughout the trial.

The prosecution in defendant JEROME HENDRICKS case have basis his case upon all kind of reasonable doubts that constitutes defendant JEROME HENDRICKS a new trial.

Basis upon entirely circumstantial evidence, was not sufficient to prove defendant JEROME HENDRICKS guilty beyond a reasonable doubt.

Petitioner's JEROME HENDRICKS conviction must be reversed because there was a grave and substantial doubt that exists both as to the criminal agency and the cause of death of Denise Johnson.

See: People v. Martin, 26 Ill. 2d 547, 188 N.E. 2d 4 (1963)
Murder conviction reversed where grave and substantial doubt exists both as to the criminal agency and the cause of death.

STATEMENT OF FACTS

3.

JEROME HENDRICKS SENTENCE OF NATURAL LIFE FOR FIRST DEGREE MURDER WAS EXCESSIVE.

1. While the death of a girl by strangulation is tragic and deserving of punishment, the facts do not support a sentence of natural life imprisonment.
2. The medical evidence suggests nothing except strangulation.
3. The court's own finding were that no forcible rape occurred.
4. The evidence against JEROME HENDRICK does not satisfy the definitions for heinous, brutal or cruel.

See: People v. Barnes, 107 Ill. App. 3d 262, 437 N.E. 2d 848 (1st Dist. 1982) The defendant was convicted of murder for the strangulation of his girl friend. The conviction was based primarily upon defendant's statement in which he admitted causing the death; however, in the same statement, he also claimed that he and the girl friend became involved in an altercation, he thought she was reaching for a knife, he threw an iron at her, and the electrical cord wrapped around her neck. A pathologist testified that the mark on the deceased's neck was "most likely made by hand as opposed to a string or cord". Conviction reversed and remanded..

The trial judge findings only referred to aggravation and md made no mention of the mitigation evidence at JEROME HENDRICKS sentencing hearing.

People v. Goodman, 98 Ill. App. 3d 743, 424 N.E. 2d 663(2d Dist.1981). The defendant was convicted for murder and was sentenced to a term of natural life. At the sentencing hearing evidence in mitigation(i.e. defendant's alcoholic treatment and heavy drinking at the time of the crime) was presented, but the trial judge's findings only referred to aggravation and made no mention of the mitigation evidence.

The Illinois Appellate Court held that in this circumstance the record failed to adequately demonstrate that the trial judge considered the proper criteria in imposing sentence. Sentence vacated and remanded for a new sentencing hearing.

FILED

FEB 24 1994

AURELIA FUCHS
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

STATEMENT OF FACTS

THE ILLINOIS PENALTY STATUTES FOR MURDER VIOLATES DUE PROCESS PROTECTION BECAUSE THEY ALLOW THOSE WHO ARE FOUND GUILTY OF AN EXCEPTIONALLY BRUTAL OR HEINOUS MURDER TO BE SENTENCED TO EITHER NATURAL LIFE OR AN EXTENDED TERM.

1. Because the violation of JEROME HENDRICKS rights to due process and equal protection of the law, his natural life sentence must be vacated.
2. The trial judge's comments infected the sentencing process in JEROME HENDRICK case.
3. There was no real evidence of any premeditation of this murder on the behalf of JEROME HENDRICK.
4. There was no unnecessary pain or torture involved in this murder case of JEROME HENDRICKS.
5. The circumstantial evidence convinced the judge that JEROME HENDI HENDRICKS was guilty of murder, but of murder which did not occur as part of rape.
6. The pathological testimony was that death was due to strangulation.
7. There was no evidence of any gunshot wounds, stab wounds, fractures, or even bruises to the deceased body.

In addition, due process and the Eighth Amendment of the United States Constitution require that relevant facts and circumstances be considered before the defendant is permanently removed from society;

Lockett v. Ohio, 438 U.S. 586 (1978), Woodson v. North Carolina, 428 U.S. 280(1976)

The Supreme Court in Woodson stated that the State's power to punished under the Eighth Amendment must be " exercised within the limits of civilized standards." 428 U.S.

In Lockett, the Supreme Court noted that the accepted method for sentencing is individualized sentencing where all information about defendant and other circumstances in aggravation and mitigation are considered.

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CONCLUSION

On the basis of the foregoing allegations ---- and taking into account any arguments to this Pro Se Post Conviction Petition to be tendered as and when additional factual information becomes available to counsel----- Hendricks moves that his conviction and sentence be vacated, and that he be afforded a new trial, on grounds that his conviction and sentence are violative of his constitutional rights to Due Process Of Law, as set forth above.

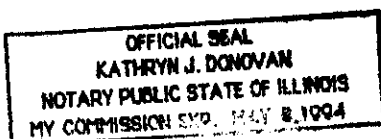
WHEREFORE JEROME HENDRICKS, petitioner pro se moves for an evidentiary hearing on the foregoing allegations, and thereafter, for relief pursuant to the Post Conviction Hearing Act, Ill. Rev. Stat., Ch. 38, Section -122-1 et seq. Post Conviction Act, Illinois Compiled Statutes, Chapter 725, Section 5/122 et seq.

Respectfully submitted,
/s/ J. Hendricks
JEROME HENDRICKS
N-53807
P.O. Box-99
Pontiac Correctional Center
Pontiac, IL 61764

SUBSCRIBED and SWORN to before me
this 15th day of February, 1994.

Jerome Hendricks
Pro Se Petitioner

Kathryn J. Donovan
NOTARY PUBLIC



2152
PLACITA - APPEALS

CCG-76A-5M-12-16-82(216)

UNITED STATES OF AMERICA

STATE OF ILLINOIS,]
COUNTY OF COOK] ss.

PLEAS, before the Honorable LEO E. HOLT
one of the Judges of the Circuit Court of Cook County, in the State of Illinois, holding a branch Court of said
Court, at the Court House in said County, and State, on MARCH 17
in the year of our Lord, one thousand nine hundred and NINETY-FOUR
and of the Independence
of the United States of America, the two hundredth and SEVENTEENTH YEAR

PRESENT: - The Honorable THOMAS R. FITZGERALD
Judge of the Circuit Court of Cook County.

JACK M. O'MALLEY..... State's Attorney

MICHAEL F. SHEAHAN..... Sheriff

Attest: AURELIA PUCINSKI Clerk.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS

v.

JEROME HENDRICKS

NO. 88CR-12517

FILED

ORDER

MAR 21 1994

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

This cause comes on pursuant to the provisions of 725 ILCS 5/122-1 et seq., and the Court having considered the Petition filed herein, the record of the proceeding herein and the Opinion of the Appellate Court in this cause, and now finds as follows:

1. That the issues sought to be raised in the Petition are all res adjudicata; and
2. The Petition is patently without merit.

Wherefore, pursuant to the provisions of 725 ILCS 5/122.2-1, the Petition is dismissed.

ENTER: 

JUDGE

Leo E. Holt

DATE: March 21, 1994

AURELIA PUCINSKI, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

(Rev. 8/11/92) CCCR 0084

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS

vs.

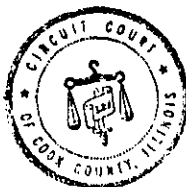
INDICTMENT NO. 88CR 12517

INDICTMENT FOR: _____

Past-ConvictionJerame Hendricks

CERTIFIED REPORT OF DISPOSITION

The following disposition was rendered before the Honorable Judge

Leo E. Hatt - March 21, 1994 - Parties Present -
Defendant Not Present - Motion to Advance
Sustained - Petition for Past-Conviction
Relief - Dismissed - Draft Order Entered.I hereby certify that the foregoing has been entered
of record on the above captioned case.Date: March 29, 1994Aurelia Pucinski
AURELIA PUCINSKI, Clerk of the Circuit Court

AURELIA PUCINSKI, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

TO THE COURT OF ILLINOIS
IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS

vs.

Jerome B. Hendricks

Ind. No. *88CR12517*
Trial Judge *LEO E. HOIT*
Court Reporter
Attorney *PRD SE*
Appeal Check Date
Appeal Bond

NOTICE OF APPEAL

An appeal is taken from the order or judgment described below:

Appellant's Name: *JEROME B. HENDRICKS*
Appellant's Address: *P.O. BOX 99, PONTIAC, ILL. 61764*
Appellant's Attorney: *PRD SE*
Address: *P.O. BOX 99, PONTIAC, ILL. 61764*
Offense: *1ST DEGREE MURDER, CRIMINAL SEXUAL ASSAULT, KIDNAP*
Judgment: Guilty of *Past-conviction dismissed*
on a *Past-conviction*
Date: *March 21, 1994*
Sentence: *NATURAL LIFE 30 YRS.*
Date Notice Filed: *APRIL 1ST 1994*

FILED
APR 07 1994
JULIA PLCHINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

Jerome B. Hendricks Appellant

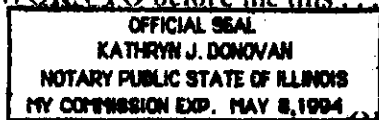
VERIFIED PETITION FOR REPORT OF PROCEEDINGS AND COMMON LAW RECORD

Under Supreme Court Rules 605-608 appellant ask the Court to order; (1) the Official Court Reporter to transcribe an original and the copy of the proceedings, file the original with the Clerk and deliver a copy to the appellant, or upon appellant's written request to the appellant's attorney of record, and (2) the Clerk to prepare the Record on Appeal.

The Appellant, being duly sworn, says that at the time of his conviction he was and he now is unable to pay for the Record or an appeal lawyer.

Jerome B. Hendricks Appellant

SUBSCRIBED and SWORN TO before me this *1st* day of *April*, 19*94*.



Kathryn J. Donovan Notary public

ORDER

IT IS ORDERED; 1.
appointed as counsel on appeal, and 2. the record and Report of Proceedings be furnished appellant free.

....., 19....., 19....., 19.....
....., 19....., 19....., 19.....
....., 19....., 19....., 19.....

ENTER: JUDGE

DATE:

I acknowledge receipt:

Court Reporter

NOTICE OF NOTICE OF APPEAL

TO:

Honorable ROLAND BURRIS
Attorney General, State of Illinois
Springfield, Illinois

Honorable JACK O'MALLEY
State's Attorney of Cook County
Room 573, Daley Center
Chicago, Illinois

Official Shorthand Rept. Office
4th. Floor, 2650 S. California Ave.
Chicago, Illinois 60608

Appellate Court of Illinois
28th Floor, Daley Center
Chicago, Illinois

IN RE:

PEOPLE OF THE STATE OF ILLINOIS

VS.

Hendricks, Jerome ⁰¹CASE NO. 88cr 12517

YOU ARE HEREWITH NOTIFIED that pursuant to Rule 606E, of the Illinois Supreme Court, effective, January 1, 1967, a Notice of Appeal was filed with the Clerk of the Circuit Court of Cook County, County Department Criminal Division, on 4-7-94, a copy of which is hereto attached.

Submitted by

Aurelia Pucinski

Clerk of the Circuit Court of Cook County

(OVER)

TO THE COURT OF ILLINOIS
IN THE CIRCUIT COURT OF COOK COUNTY
CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS

vs.

Jerome Hindricks

Ind. No. 88CR12517
Trial Judge LEO. E. HOIT
Court Reporter
Attorney PRD SE
Appeal Check Date
Appeal Bond

NOTICE OF APPEAL

An appeal is taken from the order or judgment described below:

Appellant's Name: JEROME B. HENDRICKSAppellant's Address: P.O. BOX-99, PONTIAC ILL. 61764Appellant's Attorney: PRD SEAddress: P.O. BOX-99, PONTIAC ILL. 61764Offense: 1ST DEGREE MURDER, CRIMINAL SEX ASSAULT, KIDNAPJudgment: Guilty of Past-Conviction DismissedDate: March 21, 1994 on a Past-ConvictionSentence: NATURAL LIFE, 30 YRS.Date Notice Filed: APRIL 1ST 1994

FILED
APR 07 1994
ASST. CLERK
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

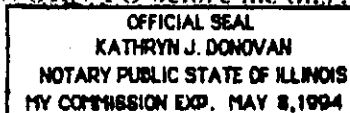
Jerome B. Hendricks Appellant

VERIFIED PETITION FOR REPORT OF PROCEEDINGS AND COMMON LAW RECORD

Under Supreme Court Rules 605-608 appellant ask the Court to order; (1) the Official Court Reporter to transcribe an original and the copy of the proceedings, file the original with the Clerk and deliver a copy to the appellant, or upon appellant's written request to the appellant's attorney of record, and (2) the Clerk to prepare the Record on Appeal.

The Appellant, being duly sworn, says that at the time of his conviction he was and he now is unable to pay for the Record or an appeal lawyer.

Jerome B. Hendricks Appellant

SUBSCRIBED and SWORN TO before me this 1st day of April, 1994.

Kathryn J. Donovan Notary public

ORDER

IT IS ORDERED; 1.
appointed as counsel on appeal, and 2. the record and Report of Proceedings be furnished appellant free.

....., 19....., 19....., 19.....
....., 19....., 19....., 19.....
....., 19....., 19....., 19.....

ENTER: JUDGE

DATE:

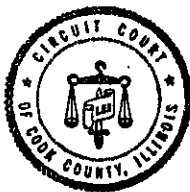
C 39

I acknowledge receipt.

STATE OF ILLINOIS)
 COOK COUNTY) ss.

I, AURELIA PUCINSKI, Clerk of the Circuit Court of
 Cook County, in said County and State and Keeper of the Records and Seal thereof, do hereby certify the
 above and foregoing to be a true and complete copy of A (ONE) VOLUME RECORD CONSISTING OF
THE COMMON LAW RECORD, ONLY. NO PRAECIPE HAVING BEEN FILED PURSUANT TO THE NOTICE
OF APPEAL FILED IN THE APPELLATE COURT UNDER APPELLATE COURT NO. 94-1570

in a certain cause. LATELY pending in said Court, between
 The people of the State of Illinois ARE RESPONDENTS AND
JEROME HENDRICKS IS PETITIONER



Witness, AURELIA PUCINSKI, Clerk of the Court
 and the Seal thereof, at Chicago, In said

County, SEPTEMBER 7, 19. 94

Aurelia Pucinski

**Transcript of Record
Appeal
to**

APPELLATE

**Court of Illinois
District**

FIRST

POST-CONVICTION

Circuit Court No. 88 CR 12517**Trial Judge** LEO E. HOLT**Reviewing Court No.** 95-0474

THE PEOPLE OF THE STATE OF ILLINOIS

VS.

JEROME HENDRICKS

from

CIRCUIT COURT

of

COOK COUNTY, ILLINOIS**COUNTY DEPARTMENT, CRIMINAL DIVISION**

VOLUME ONE

COMMON LAW RECORD, ONLY

ORDER ENTERED
JAN 17 2007

APPELLATE COURT, FIRST DISTRICT

AURELIA PUCINSKI

Clerk of Court

Per

AP/GL

Deputy

THE PEOPLE OF THE STATE OF ILLINOIS VS.

CASE
NO.

88-12517

DATE

PAPERS FILED

No file

DATE

JUDGE

ORDERS ENTERED

4-19-94 Clerk RE: PETITION FOR POST CONVICTION RELIEF FILED To be heard on 10/1 on 6-10-94

6/10/94 BRADONE TRANS. JUDGE HOLT 6/17/94

7/17/94 HOLT pp DNP o/c 6/27/94

JUN 27 1994 LEO E. HOLT pp DNP o/c 6/30/94

6/30/94 HOLT pp DNP o/c 7/27/94

7/27/94 HOLT pp DNP P.D. appt. o/c 9/16/94

9/16/94 HOLT pp DNP P.D. appt. BA 12/16/94

DEC 16 1994 LEO E. HOLT pp DNP M.S. Leave to file amended Motion to Dismiss Allowed. M.S. to Dismiss Allowed.

DATE _____

JUDGE

ORDERS ENTERED

11-28-94	CLERK	NOTICE OF POST CONVICTION DISMISSAL MAILED TO JEROME HENDRICKS N-53807 P.O. BOX 99 PONTIAC CORRECTIONAL CENTER PONTIAC, ILLINOIS 61764
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CASE NO.

88c 12517

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

CLERKS OFFICE

NOTICE OF APPEAL FILED

1-11-95

NOTICE OF APPEAL MAILED

1-31-95

APPELLATE HEARING DATE ASSIGNED BEFORE

PRESIDING JUDGE ON *FEB 03 1995*

FEB 03 1995

T.R. FITZGERALD

O/C

☐

STATE APPELLATE DEFENDER

☒

PUBLIC DEFENDER

☐

PRIVATE ATTORNEY

☐

OTHER

APPOINTED TO REPRESENT THE DEFENDANT ON THE APPEAL

☒

FREE REPORT OF PROCEEDINGS, ALLOWED

☐

FREE REPORT OF PROCEEDINGS, DENIED

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NO. _____

FILED

IN THE

APPELLATE COURT OF ILLINOIS

FIRST DISTRICT

APR 19 1994

AURELIA PUCINSKI
CLERK OF CIRCUIT COURT

PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff-Appellee,

) APPEAL FROM THE CIRCUIT COURT OF COOK

) COUNTY, ILLINOIS.

) INDICTMENT NO. 88 CR-12517

) HONORABLE) LEO HOLT

) JUDGE PRESIDING

-vs-

JEROME HENDRICKS,

PRO SE PETITIONER

PRO SE POST CONVICTION PETITION RELIEF

Petitioner's Jerome Hendricks, comes before the Court and requests leave to file his Pro Se Post Conviction Petition Relief pursuant to the Post- Conviction Act, Illinois Compiled Statutes, Chapter 725, Section 5/122 et seq.

GENERAL BACKGROUND

1. Petitioner's Jerome Hendricks was found guilty of these offenses in August of 1991, on a bench trial, First Degree Murder, Aggravated Criminal Sexual Assault, Aggravated Kidnapping , and Concealment of a Homicidal Death/
2. Petitioner's Jerome Hendricks was sentenced to Natural Life Imprisonment for First Degree Murder, plus 30 years, to be served consecutively, for the remaining charges.
3. Indictment Number 88 CR- 12517.
4. Bench Trial.
5. Sentence Judge: Honorable Leo Holt.
6. Sentence date: August 26, 1991.
7. The Circuit Court judge Leo Holt denied my Pro Se Post Conviction Petition on 3/21/94.
8. I filed a Notice Of Appeal to the Illinois Appellate Court on 4/1/94.

ORIGINAL**FILE COPY****DO NOT REMOVE**HISTORY IN THE APPELLATE COURTNOTICE OF APPEALGENERAL BACKGROUND**FILED**

APR 19 1994

1. A Notice Of Appeal was timely filed on August 28, 1991.
2. His conviction was affirmed by the Illinois Appellate Court. **AURELIA PUCINSKI**
First District, First Division in a published opinion date **SEPTEMBER 21, 1993** **CIRCUIT COURT**
3. No petition for rehearing was filed.
4. An affidavit of intent to seek further review by the Illinois Supreme Court was filed on September 24, 1993.
5. The Illinois Superme Court denied the Petitioner rehearing in 1993.
6. The Pro Se Petitioner are filing a pro se post conviction petition to the Cook County Circuit Court Judge Leo Holt in February of 1994.
7. The Circuit Court judge Leo Holt denied my Pro Se Post Conviction Petition on 3/21/94.
8. I filed a Notice Of Appeal to the Illinois Appellate Court on 4/1/94.

NATURE OF THE CASE

The defendant, Jerome Hendricks, was charged under Indictment 88 CR 12517 with the offenses of first degree murder, aggravated criminal sexual assault, criminal sexual assault, aggravated kidnapping, concealment of a homicidal death, and unlawful restraint.

Following a bench trial before the Honorable Leo Holt.

Jerome Hendricks was convicted of first degree murder, aggravated criminal sexual assault, aggravated kidnapping and concealment of a homicidal death. Jerome Hendricks was sentenced to natural life imprisonment for murder, plus 30 years, to be served consecutively, for the remaining charges.

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STATEMENT OF FACTS

Jerome Hendricks was indicted for and convicted of first degree murder, aggravated criminal sexual assault, and aggravated kidnapping.

ORIGINAL**FILE COPY****DO NOT REMOVE**CONSTITUTIONAL VIOLATIONS

1.

JEROME HENDRICKS WAS DENIED DUE PROCESS OF THE LAW UNDER THE UNITED STATES CONSTITUTION, BECAUSE THE POLICE DID NOT HAVE PROBABLE CAUSE TO ARREST HIM.

The trial court erred by ruling that Jerome Hendricks arrest was supported by probable cause. The police had no probable cause to arrest Jerome Hendricks, and his arrest and all evidence flowing from it should have been suppressed.

Following a lengthy pre-trial motion to quash arrest and suppress evidence, the trial court made, as its findings of fact, that Jerome Hendricks was arrested in his home in violation of Payton v. New York, 445 U.S. 573, 100 S. Ct. 1371, 63 L. Ed. 2d 639 (1980).

This determination that probable cause existed was in error and violated Jerome Hendricks right to be free from unreasonable search and seizure. U.S. Const., amends. IV XIV; Ill. Const., 1970, art. I. sec 6.

The trial judge ruled this satisfied probable cause, and found no Fourth Amendment violation to exist. This decision was in error.

The Fourth Amendment to the United States Constitution prohibits police from arresting persons on the basis of "mere suspicion.

The knowledge that a defendant was the last person to be seen with the victim does not support a finding of probable cause, but rather remains in the realm of mere suspicion and probability.

Jerome Hendricks, however, was not the last person to be seen with victim Denise . Yolanda Hill testified that she ordered Jerome Hendricks to leave her house, and then ordered Denise to go upstairs.

Jerome Hendricks arrest was not based upon probable cause.

The evidence adduced at trial was that Jerome Hendricks was kept in continuous custody until he made a statement. The statement was the fruit of the illegal arrest and must be suppressed.

Wong Sun v. United States, 371 U.S. 471, 83 S. Ct. 407, 9 L. Ed. 2d 441(1963).

It is respectfully requested that the trial court's determination that probable cause existed be reversed, and that the statement and any other evidence obtained as a result of the illegal arrest be suppressed.

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CONSTITUTIONAL VIOLATIONS

2.

JEROME HENDRICKS WAS DENIED A FAIR BENCH TRIAL UNDER THE UNITED STATES CONSTITUTION SIXTH AMENDMENT, HE WAS NOT PROVEN GUILTY OF FIRST DEGREE MURDER BEYOND A REASONABLE DOUBT.

Jerome Hendricks was not proven guilty of first degree murder beyond a reasonable doubt. The State's sole evidence linking Hendricks to Denise Johnson's death was Hendricks statement, but that statement did not implicate Hendrick's in committing first degree murder.

In the instant case, Jerome Hendricks was convicted of first degree murder based upon circumstantial evidence.

There was no evidence linking Jerome Hendricks to the death of Denise Johnson.

As our Supreme Court stated:

The elements of murder which must be established are: The proof of death and the proof of a criminal agency causing death. Both of these elements must be established by evidence beyond a reasonable doubt. After these elements, termed in law the corpus delicti, have been proved, then the law requires that the evidence establish beyond a reasonable doubt that the defendant was the criminal agency or put in motion the criminal agency, which caused the death of the victim.

People v. Wilson, 400 Ill. 461, 81 N.E. 2d 211, 220 (1984).

The Seventh Circuit has observed that a verdict must not rest solely on the piling of inference upon inference, but proper judgment must be used to evaluate what reasonably may be inferred from circumstantial evidence.

U.S. v. Guzzino, 810 F. 2d 687 (7th Cir. 1987)

CONSTITUTIONAL VIOLATIONS

3.

JEROME HENDRICKS NATURAL LIFE SENTENCE VIOLATES DUE PROCESS OF THE
LAW AND EQUAL PROTECTION OF THE LAWS UNDER THE UNITED STATES
CONSTITUTION EIGHTH AMENDMENT. THE SENTENCE ARE EXCESSIVE.

The trial court abused its discretion in sentencing Jerome Hendricks to natural life in prison without possibility of parole for the offense of first degree murder, The judge ruled that Jerome Hendricks actions were brutal and heinous, but that judgment was in error.

"Heinous" has been defined as " hatefully or shockingly evil..... grossly bad.... enormously and flagrantly criminal." " brutal " has been defined as" grossly ruthless.... devoid of mercy or compassion..... cruel and cold-blooded."

People v. LaPointe, 88 Ill. 2d 482, 501.

"Cruelty" has been further defined as a "disposition to inflict pain or suffering or to enjoy its being inflicted.

CONSTITUTIONAL VIOLATIONS

4.

THE ILLINOIS PENALTY STATUTES FOR MURDER VIOLATE DUE PROCESS AND EQUAL PROTECTION BECAUSE THEY ALLOW THOSE WHO ARE FOUND GUILTY OF AN EXCEPTIONALLY BRUTAL OR HEINOUS MURDER TO BE SENTENCED TO EITHER NATURAL LIFE OR AN EXTENDED TERM.

The trial judge sentenced Jerome Hendricks to natural life in prison because he believed the Jerome Hendricks actions were exceptionally brutal and heinous indicative of wanton cruelty.

Jerome Hendricks knows of no way these statutes can be read together so that the application of the statute imposing natural life can be found constitutional. When the existence of the same factor forms the basis for two sentencing schemes, one more favorable to the defendant than the other, defendants have been accorded the benefits of the more favorable sentencing provisions.

See People v. Williams, 60 Ill. 2d 1, 16-17, 322 N.E. 2d 819 (1975).

This favorable treatment should apply here as well.
Jerome Hendricks should have received no more than the maximum extended term sentence.

For the reasons given, the Illinois penalty statutes for exceptionally brutal or heinous murders are unconstitutionally arbitrary, disparate, and discriminatory. Because the violation of Jerome Hendricks rights to due process and equal protection is plain(Ill. Rev. Stat., 1987, Ch 110A, par. 616(a), this Honorable Court should remand this for resentencing.

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PEOPLE OF THE STATE OF ILLINOIS

Plaintiff

vs.

PRO SE PETITIONER,
JEROME HENDRICKS.

INDICTMENT NUMBER 88 CR -12517

NOTICE OF FILING

TO: JACK O' MALLEY
STATE'S ATTORNEY
309 DALEY CENTER
CHICAGO, ILLINOIS 60612

TO: AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT OF COOK
COUNTY, ILLINOIS COUNTY DEPARTMENT
DEPARTMENT-CRIMINAL DIVISION
2650 SOUTH CALIFORNIA AVE
CHICAGO, ILLINOIS 60608

TO: GILBERT S. MARCHMAN
CLERK
APPELLATE COURT FIRST DISTRICT
STATE OF ILLINOIS
RICHARD J. DALEY CENTER, RM 2830
CHICAGO, ILLINOIS 60602

NOTICE OF FILING

PLEASE TAKE NOTICE that on _____, I filed 6 copies
of my Pro Se Post Conviction Petition
to the Cook County Circuit Clerk Mrs. Pucinski.

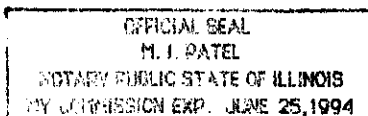
PROOF OF SERVICE

I, the undersigned, being first duly sworn on oath,
depose and state that on this date I served 6 copies of my
Pro Se Post Conviction Petition to the Cook County Circuit Court
Clerk, Mrs. Pucinski.

Jerome B Hendricks
PRO SE PETITIONER

Subscribed and Sworn To
Before me this 11th day of APRIL, A.D. 1994.

NOTARY PUBLIC



9. C 12

NO. _____

ORIGINAL**FILE COPY****DO NOT REMOVE**IN THE
APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff- Appellee.

-vs-

JEROME HENDRICKS,
PRO SE PETITIONER.) APPEAL FROM THE CIRCUIT COURT OF COOK
)
) COUNTY, ILLINOIS.
)
) INDICTMENT NO. 88 CR-12517
)
) HONORABLE
)
) LEO HOLT
)
) JUDGE PRESIDING

APPLICATION TO SUE OR DEFEND AS A POOR PERSON

Applicant, Jerome Hendricks, respectfully requests the Court, pursuant to Illinois Revised Statutes, Ch.110. Sec. 5-105 and Rule 298 of the Illinois Supreme Court, to grant him leave to defend the above- captioned cause as a poor person. In support of this request, applicant states the following statements are true in substance and in fact:

1. I am the defendant in the above- captioned legal proceeding.
2. I am a poor person and unable to defend this action and an unable to pay the costs, fees, and expenses of this action.
3. My occupation or means of subsistence:
 - (a) I am not currently employed due to my imprisonment at Pontiac Correctional Center, but I do receive a State stipend of \$40.00 per month as a receyling worker.
 - (b) The amount and source of all other income or support are:
4. My total income for the preceding year was None.
5. The sources and amount of income expected by me hereafter are:
None: _____
6. The nature and current value of my property, real or personal, owned by me:
 - (a) Real Estate: None Value :None
 - (b) Automoblle: None Value: None
 - (c) Cash, Savings, Checking Accounts: None
7. No applications for leave to sue or defend as a poor person were filed by me or on my behalf during the preceeding year, except as follows;
8. I believe in good faith that I have a meritorious defense.

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NO. _____

IN THE
APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

PEOPLE OF THE STATE OF ILLINOIS,
Plaintiff- Appellee.

) APPEAL FROM THE CIRCUIT COURT OF COOK
) COUNTY, ILLINOIS.

) INDICTMENT NO. 88 CR-12517

-vs-

) HONORABLE
) LEO HOLT
) JUDGE PRESIDING
)

JEROME HENDRICKS,
PRO SE PETITIONER.

MOTION TO PROCEED IN FORMA
PAUPERIS AND TO APPOINT COUNSEL

Petitioner's Jerome Hendricks, comes before the Court and respectfully requests that he be permitted to file the attached Petition for a Pro Se Petition in forma pauperis and to proceed in forma pauperis, and to have an attorney appointed to represent him in this proceeding.

In support of this request, petitioner states:

1. He is presently incarcerated at the Pontiac Correctional Center.
in Pontiac, Illinois 61764.
2. He is without adequate income or assets with which to pay the costs
of this litigation or to procure counsel.

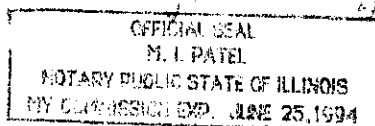
WHEREFORE, petitioner prays that he be granted leave to file and to proceed in forma pauperis in the above-captioned Petition for the Petition and to have counsel appointed to represent him this proceeding.

Jerome B. Hendricks
Petitioner, Pro Se

I, Jerome Hendricks, swear that that the facts stated in this Motion are true and correct in substance and in fact.

Jerome B. Hendricks
Petitioner, Pro Se

Signed before me this 11th day of April, 1994



A F F I D A V I T

I, Jerome Hendricks, affiant, do solemnly state as follows that:

1. I am the Pro Se Petitioner in the above entitled cause.
2. I have read and understand the attached
Pro Se Post Conviction Petition Relief.
3. The Pro Se Post Conviction Petition Relief is true and correct to the best of my
knowledge.

11 April 94
Date:

Jerome S. Hendricks
Signature, Pro Se Petitioner

Subscribed And Sworn To before me this

11th day of April, 1994.

M. I. Patel
Signature of Notary Public



CONCLUSION

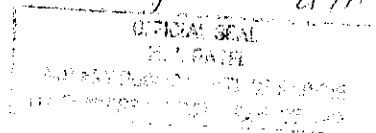
On the basis of the foregoing allegations----- and taking into account any arguments to this Pro Se Post Conviction Petition to be tendered as and when additional factual information becomes available to counsel-----

Jerome Hendricks moves that his conviction and sentence be vacated, and that he be afforded a new trial, on grounds that his conviction and sentence are violative of his constitutional rights to Due Process Of Law , as set forth above.

WHEREFORE JEROME HENDRICKS, petitioner pro se moves for an evidentiary hearing on the foregoing allegations, and thereafter, for relief pursuant to the Post Conviction Hearing Act, Illinois Compiled Statutes, Chapter 725, Section 5/122 et seq.

Respectfully submitted,

Jerome B. Hendricks



2152

PLACITA - APPEALS

CCG-76A-5M-12-16-82(216)

UNITED STATES OF AMERICA

STATE OF ILLINOIS,
COUNTY OF COOK] ss.

PLEAS, before the Honorable LEO E. HOLT
one of the Judges of the Circuit Court of Cook County, in the State of Illinois, holding a branch Court of said
Court, at the Court House in said County, and State, on JUNE 17
in the year of our Lord, one thousand nine hundred and NINETY-FOUR and of the Independence
of the United States of America, the two hundredth and SEVENTEENTH YEAR

PRESENT: - The Honorable THOMAS R. FITZGERALD
Judge of the Circuit Court of Cook County.

JACK M. O'MALLEY..... State's Attorney

MICHAEL F. SHEAHAN..... Sheriff

Attest: AURELIA PUCINSKI Clerk.

FILED

JUN 13 2008

AURELIA PUCINSKI
CLERK OF THE CIRCUIT COURT
CRIMINAL DIVISION

STATE OF ILLINOIS)
COUNTY OF COOK)S
)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - CRIMINAL DIVISION

JEROME HENDRICKS)
Petitioner)
vs.) P.C. NO. 88 CR-12517
PEOPLE OF THE STATE OF ILLINOIS)
Respondent)

AMENDED MOTION TO DISMISS

Now comes the Respondent, People of the State of Illinois, by Jack O'Malley, State's Attorney of Cook County, Illinois, and John Haskins, Assistant State's Attorney, and respectfully moves this Honorable Court to strike the petition heretofore filed herein and to dismiss the proceedings for the following reasons:

1. Petitioner's allegations fail to raise any constitutional questions within the purview of the Post-Conviction Hearing Act.

2. Those of petitioner's allegations which might in their broadest sense be construed as raising such constitutional questions are merely bare allegations which, on numerous occasions, have been held by the Supreme Court of Illinois and the Appellate Court of Illinois, First District, to be not sufficient to require a hearing.

3. The petitioner's allegations are barred by the doctrines of res judicata and waiver. The petitioner had appealed his conviction and sentence. The petitioner's conviction and sentence were affirmed on direct appeal. According to applicable Illinois case law, it is well established that the scope of post-conviction review is limited by the doctrines of res judicata and waiver. Where the petitioner has appealed his conviction, all issues actually adjudicated on direct appeal are now res judicata, and all issues which the petitioner could have raised in his direct appeal but failed to raise are now deemed waived. People v. Stewart, 123 Ill.2d 368, 528 N.E.2d 631 (1988); People v. Gaines, 105 Ill.2d 79, 473 N.E.2d 868 (1984); People v. Derengowski, 44 Ill.2d 476, 256 N.E.2d 455 (1970).

4. The petitioner had previously filed a petition for post-conviction relief which was denied on March 21, 1994. This was affirmed by the Illinois Appellate Court in an Anders Opinion Rule 23 on November 21, 1994. Therefore, the allegations which are contained in the current petition for post-conviction are barred by the doctrines of res judicata and waiver. Illinois Revised Statutes, 725 ILCS 5/122-3, states: "Any claim of substantial denial of constitutional rights not raised in the original or amended petition is waived." Ill. Rev. Stat., 725 ILCS 5/122-3. The Illinois Post-Conviction Hearing Act contemplates the filing of only one post-conviction petition. The Illinois Supreme court has held that a ruling on a post-conviction petition has res judicata effect with respect to all claims that were raised or could have

or could have been raised in the initial petition. People v. Free, 122 Ill.2d 367, 522 N.E.2d 1184 (1988); People v. Richeson, 50 Ill.2d 46, 277 N.E.2d 134 (1971).

WHEREFORE, the respondent prays that an order be entered by this Court, striking the petition of the petitioner Jerome Hendricks, and dismissing the proceedings.

Respectfully submitted

JACK O'MALLEY
State's Attorney of
Cook County, Illinois

By:


John Haskins
Assistant State's Attorney

(Rev. 8/11/92) CCCR 0084

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS)

INDICTMENT NO. 88CR-12517

vs.)

INDICTMENT FOR: _____

JEROME HENDRICKS)POST CONVICTION

CERTIFIED REPORT OF DISPOSITION

The following disposition was rendered before the Honorable Judge

LEO E. HOLT. ON DECEMBER 16, 1994 PETITIONFOR POST CONVICTION RELIEF WAS DISMISSED.I hereby certify that the foregoing has been entered
of record on the above captioned case.Date: December 28, 1994Aurelia Pucinski

AURELIA PUCINSKI, Clerk of the Circuit Court



AURELIA PUCINSKI, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

NOTICE OF NOTICE OF APPEAL**TO:**

Honorable ROLAND BURRIS
Attorney General, State of Illinois
Springfield, Illinois

Honorable JACK O'MALLEY
State's Attorney of Cook County
Room 573, Daley Center
Chicago, Illinois

Official Shorthand Rept. Office
4th. Floor, 2650 S. California Ave.
Chicago, Illinois 60608

Appellate Court of Illinois
28th Floor, Daley Center
Chicago, Illinois

INRE:**PEOPLE OF THE STATE OF ILLINOIS**

vs.

Hendricks, Jerome⁰¹CASE NO. 88-12517

YOU ARE HEREWITH NOTIFIED that pursuant to Rule 606E, of the Illinois Supreme Court, effective, January 1, 1967, a Notice of Appeal was filed with the Clerk of the Circuit Court of Cook County, County Department Criminal Division, on 1-11-95, a copy of which is hereto attached.

Submitted by

Aurelia Guerski

Clerk of the Circuit Court of Cook County

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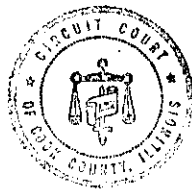
STATE OF ILLINOIS)
COOK COUNTY) ss.

I, AURELIA PUCINSKI, Clerk of the Circuit Court of
Cook County, in said County and State and Keeper of the Records and Seal thereof, do hereby certify the
above and foregoing to be a true and complete copy of A (ONE) VOLUME RECORD CONSISTING OF
THE COMMON LAW RECORD, ONLY. NO PRAECIPE HAVING BEEN FILED PURSUANT TO THE NOTICE
OF APPEAL FILED IN THE APPELLATE COURT UNDER APPELLATE COURT NO. 95-0474

in a certain cause..... LATELY pending in said Court, between
The people of the State of Illinois WERE RESPONDENTS
JROME HENDRICKS WAS PETITIONER
..... DEBORA

Witness, AURELIA PUCINSKI, Clerk of the Court
and the Seal thereof, at Chicago,. In said

County,..... MARCH 13, 19. 95



Aurelia Pucinski

Transcript of Record
Appeal
to

APPELLATE

Court of Illinois

FIRST

District

Circuit Court No. 88 CR 12517

Trial Judge WILBUR CROOKS

Reviewing Court No. ~~106-1000~~ 06-2093

THE PEOPLE OF THE STATE OF ILLINOIS

VS.

FILED

APPELLATE COURT 1st DIST.

JAN 08 2007

JEROME HENDRICKS

STEVEN M. RAVID
CLERK

from

CIRCUIT COURT

of

COOK COUNTY, ILLINOIS

COUNTY DEPARTMENT, CRIMINAL DIVISION

ONE VOLUME

COMMON LAW RECORD

DOROTHY BROWN,
Clerk of the Circuit Court

Per DB/SG
Deputy

2152

PLACITA (This form replaces CCM1-150A8)

(Rev. 12/7/00) CCG 0076

UNITED STATES OF AMERICA

STATE OF ILLINOIS }
COUNTY OF COOK } ss:PLEAS, before the Honorable WILBUR CROOKSone of the Judges of the Circuit Court of Cook County, in the State of Illinois, holding a branch Court of
said Circuit Court, at the Court House in said County and State, on 3-15, 2005.PRESENT: The Honorable PAUL P. BIEBEL
Judge of the Circuit Court of Cook CountySTATE'S ATTORNEY RICHARD DEVINESHERIFF MICHAEL SHEAHANAttest: DOROTHY BROWN.....; Clerk.

000001

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION with the Clerk of the Circuit Court.

Charging the above named defendant with:

38-9-1-A(1)	F	MURDER
38-9-1-A(2)	F	MURDER
38-9-1-A(3)	F	MURDER
38-9-1-A(3)	F	MURDER
38-12-14-A(1)	F	AGG CRIM SEX ASSAULT
38-12-14-A(2)	F	AGG CRIM SEX ASSAULT
38-12-14-A(3)	F	AGG CRIM SEX ASSAULT
38-12-14-A(4)	F	AGG CRIM SEX ASSAULT
38-12-14-A(4)	F	AGG CRIM SEX ASSAULT
38-12-14-B(1)	F	AGG CRIM SEX ASSAULT
38-12-13-A(1)	F	CRIM SEXUAL ASSAULT
38-9-3.1-A	F	CONCEAL HOM DEATH
38-10-1-A(1)	F	KIDNAPPING
38-10-2-A(2)	F	AGGRAVATED KIDNAPPING
38-10-2-A(3)	F	AGGRAVATED KIDNAPPING
38-10-2-A(3)	F	AGGRAVATED KIDNAPPING
38-10-2-A(3)	F	AGGRAVATED KIDNAPPING
38-10-3-A	F	UNLAWFUL RESTRAINT

The following disposition(s) was/were rendered before the Honorable Judge(s):

08/22/88 IND/INFO-CLK OFFICE-PRES JUDGE

09/02/88 1701

FITZGERALD, RICHARD J.

09/02/88 APPEARANCE FILED

FITZGERALD, RICHARD J.

09/02/88 DEFENDANT ARRAIGNED

FITZGERALD, RICHARD J.

09/02/88 PLEA OF NOT GUILTY

FITZGERALD, RICHARD J.

09/02/88 CASE ASSIGNED

09/02/88 6726

FITZGERALD, RICHARD J.

09/02/88 MOTION TO SUBSTITUTE JUDGE

S

2

FITZGERALD, RICHARD J.

000002

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 002

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION	
09/02/88 CASE ASSIGNED	09/09/88 6714
FITZGERALD, RICHARD J.	
09/09/88 CONTINUANCE BY AGREEMENT	10/17/88
MEEKINS, FRANK W.	
10/17/88 CONTINUANCE BY AGREEMENT	12/16/88
HOLT, LEO E	
12/16/88 CONTINUANCE BY AGREEMENT	02/02/89
HOLT, LEO E	
02/02/89 WITNESSES ORDERED TO APPEAR	02/02/89 6714
HOLT, LEO E	
02/02/89 CONTINUANCE BY AGREEMENT	03/29/89
HOLT, LEO E	
03/29/89 CONTINUANCE BY AGREEMENT	04/14/89
HOLT, LEO E	
4/14/89 CONTINUANCE BY AGREEMENT	04/18/89
HOLT, LEO E	
04/14/89 WITNESSES ORDERED TO APPEAR	04/18/89 6714
HOLT, LEO E	
04/14/89 CONTINUANCE BY AGREEMENT	06/05/89
HOLT, LEO E	
06/05/89 WITNESSES ORDERED TO APPEAR	06/05/89 6714
HOLT, LEO E	
06/05/89 CONTINUANCE BY AGREEMENT	08/14/89
HOLT, LEO E	
08/14/89 MOTION DEFT - CONTINUANCE - MD	08/21/89
HOLT, LEO E	
08/21/89 MOTION DEFT - CONTINUANCE - MD	08/23/89
HOLT, LEO E	
08/23/89 CONTINUANCE BY AGREEMENT	10/06/89
HOLT, LEO E	
10/06/89 CONTINUANCE BY AGREEMENT	11/17/89
HOLT, LEO E	
11/17/89 CONTINUANCE BY AGREEMENT	01/12/90
HOLT, LEO E	
01/12/90 MOTION DEFT - CONTINUANCE - MD	01/19/90
HOLT, LEO E	
01/19/90 WITNESSES ORDERED TO APPEAR	01/19/90 6714
HOLT, LEO E	

000003

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 003

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION	
01/19/90 CONTINUANCE BY AGREEMENT	02/15/90
HOLT, LEO E	
02/15/90 WITNESSES ORDERED TO APPEAR	02/15/90 6714
HOLT, LEO E	
02/15/90 MOTION DEFT - CONTINUANCE - MD	02/20/90
HOLT, LEO E	
02/20/90 WITNESSES ORDERED TO APPEAR	02/20/90 6714
HOLT, LEO E	
02/20/90 CONTINUANCE BY AGREEMENT	02/27/90
HOLT, LEO E	
02/27/90 WITNESSES ORDERED TO APPEAR	02/27/90 6714
HOLT, LEO E	
02/27/90 CONTINUANCE BY ORDER OF COURT	03/07/90
HOLT, LEO E	
3/07/90 MOTION DEFT - CONTINUANCE - MD	03/13/90
HOLT, LEO E	
03/13/90 CONTINUANCE BY AGREEMENT	03/29/90
HOLT, LEO E	
03/29/90 CONTINUANCE BY ORDER OF COURT	04/04/90
HOLT, LEO E	
04/04/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
04/04/90 MOTION DEFT - CONTINUANCE - MD	04/09/90
HOLT, LEO E	
04/09/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
04/09/90 MOTION DEFT - CONTINUANCE - MD	05/16/90
HOLT, LEO E	
05/16/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
05/16/90 MOTION DEFT - CONTINUANCE - MD	05/31/90
HOLT, LEO E	
05/31/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
05/31/90 CONTINUANCE BY ORDER OF COURT	06/27/90
HOLT, LEO E	
06/27/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	

000004

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 004

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION

06/27/90 CONTINUANCE BY AGREEMENT	08/03/90
HOLT, LEO E	
08/03/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
08/03/90 CONTINUANCE BY AGREEMENT	08/10/90
HOLT, LEO E	
08/10/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
08/10/90 WITNESSES ORDERED TO APPEAR	08/10/90 6714
HOLT, LEO E	
08/10/90 CONTINUANCE BY AGREEMENT	10/09/90
HOLT, LEO E	
10/09/90 DEFENDANT IN CUSTODY	
HOLT, LEO E	
0/09/90 CONTINUANCE BY AGREEMENT	10/23/90
HOLT, LEO E	
10/23/90 WITNESSES ORDERED TO APPEAR	10/23/90 6714
HOLT, LEO E	
10/23/90 CONTINUANCE BY AGREEMENT	01/14/91
HOLT, LEO E	
10/22/90 CHANGE PRIORITY STATUS	P
HOLT, LEO E	
10/22/90 CONTINUANCE BY AGREEMENT	01/14/91
HOLT, LEO E	
01/14/91 DEFENDANT IN CUSTODY	
HOLT, LEO E	
01/14/91 WITNESSES ORDERED TO APPEAR	01/14/91 6714
HOLT, LEO E	
01/14/91 CONTINUANCE BY AGREEMENT	01/22/91
HOLT, LEO E	
01/22/91 WITNESSES ORDERED TO APPEAR	01/22/91 6714
HOLT, LEO E	
01/22/91 MOTION DEFT - CONTINUANCE - MD	02/04/91
HOLT, LEO E	
02/04/91 DEFENDANT IN CUSTODY	
HOLT, LEO E	
02/04/91 WITNESSES ORDERED TO APPEAR	02/04/91 6714
HOLT, LEO E	

000005

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 005

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION		
02/04/91 MOTION DEFT - CONTINUANCE - MD	02/05/91	
HOLT, LEO E		
02/05/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/05/91 CONTINUANCE BY ORDER OF COURT	02/06/91	
HOLT, LEO E		
02/06/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/06/91 CONTINUED BENCH TRIAL	02/07/91	
HOLT, LEO E		
02/07/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/07/91 CONTINUED BENCH TRIAL	02/08/91	
HOLT, LEO E		
2/08/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/08/91 MOTION TO DISMISS INDICTMENT	D	2
HOLT, LEO E		
02/08/91 CONTINUED BENCH TRIAL	02/11/91	
HOLT, LEO E		
02/11/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/11/91 CONTINUED BENCH TRIAL	02/13/91	
HOLT, LEO E		
02/13/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/13/91 CONTINUED BENCH TRIAL	02/14/91	
HOLT, LEO E		
02/14/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/14/91 CONTINUED BENCH TRIAL	02/19/91	
HOLT, LEO E		
02/19/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		
02/19/91 CONTINUED JURY TRIAL	02/20/91	
HOLT, LEO E		
02/20/91 DEFENDANT IN CUSTODY		
HOLT, LEO E		

000006

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 006

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION

02/20/91 MOTION DIRECT VERD OR FINDING

E

HOLT, LEO E

02/20/91 CONTINUED BENCH TRIAL

02/21/91

HOLT, LEO E

02/21/91 DEFENDANT IN CUSTODY

HOLT, LEO E

02/21/91 CONTINUANCE BY ORDER OF COURT

03/25/91

HOLT, LEO E

03/25/91 DEFENDANT IN CUSTODY

HOLT, LEO E

03/25/91 MOTION DIRECT VERD OR FINDING

S

AS TO COUNTS 5 & 8 ONLY

HOLT, LEO E

03/25/91 DIR FINDING NOT GUILTY

C005

HOLT, LEO E

03/25/91 DIR FINDING NOT GUILTY

C008

HOLT, LEO E

03/25/91 CONTINUED BENCH TRIAL

03/26/91

HOLT, LEO E

03/26/91 DEFENDANT IN CUSTODY

HOLT, LEO E

03/26/91 CONTINUED BENCH TRIAL

04/16/91

HOLT, LEO E

04/16/91 DEFENDANT IN CUSTODY

HOLT, LEO E

04/16/91 CONTINUED BENCH TRIAL

05/21/91

HOLT, LEO E

05/21/91 DEFENDANT IN CUSTODY

HOLT, LEO E

05/21/91 CONTINUANCE BY AGREEMENT

05/23/91

HOLT, LEO E

05/23/91 DEFENDANT IN CUSTODY

HOLT, LEO E

05/23/91 WITNESSES ORDERED TO APPEAR

05/23/91 6714

HOLT, LEO E

05/23/91 CONTINUANCE BY AGREEMENT

05/29/91

HOLT, LEO E

000007

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 007

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION

05/29/91 DEFENDANT IN CUSTODY

HOLT, LEO E

05/29/91 CONTINUED BENCH TRIAL

05/30/91

HOLT, LEO E

05/30/91 DEFENDANT IN CUSTODY

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C001

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C002

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C003

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C010

HOLT, LEO E

5/30/91 FINDING OF GUILTY

C012

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C013

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C014

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C015

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C016

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C017

HOLT, LEO E

05/30/91 FINDING OF GUILTY

C018

HOLT, LEO E

05/30/91 FINDING OF NOT GUILTY

C004

HOLT, LEO E

05/30/91 FINDING OF NOT GUILTY

C006

HOLT, LEO E

05/30/91 FINDING OF NOT GUILTY

C007

HOLT, LEO E

05/30/91 FINDING OF NOT GUILTY

C009

HOLT, LEO E

05/30/91 FINDING OF NOT GUILTY

C011

HOLT, LEO E

000008

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 008

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
05/30/91 JGMT ON FINDING/VERDICT/PLEA F

HOLT, LEO E

05/30/91 BAIL REVOKED

HOLT, LEO E

05/30/91 CHANGE PRIORITY STATUS M

HOLT, LEO E

05/30/91 PRE-SENT INVEST. ORD, CONTD TO

08/20/91 6714

HOLT, LEO E

08/20/91 DEFENDANT IN CUSTODY

HOLT, LEO E

08/20/91 MOTION DEFENDANT - NEW TRIAL D

HOLT, LEO E

08/20/91 CONTINUANCE BY ORDER OF COURT

08/22/91

HOLT, LEO E

8/22/91 DEFENDANT IN CUSTODY

HOLT, LEO E

08/22/91 SPECIAL ORDER

DEFT ELIGIBLE FOR IMPUTION OF DEATH PENALTY

HOLT, LEO E

08/22/91 CONTINUANCE BY ORDER OF COURT

08/26/91

HOLT, LEO E

08/26/91 DEFENDANT IN CUSTODY

HOLT, LEO E

08/26/91 DEF SENT TO LIFE IMPRISONMENT C001

LIFE IMPRISONMENT

HOLT, LEO E

08/26/91 DEF SENTENCED ILLINOIS DOC C010

CONSECUTIVE TO CT 1

30 YRS

HOLT, LEO E

08/26/91 DEF SENTENCED ILLINOIS DOC C012

CONCURRENT WITH CT 10 AND CONSECUTIVE TO CT 1

5 YRS

HOLT, LEO E

08/26/91 DEF SENTENCED ILLINOIS DOC C014

CONCURRENT WITH CTS 10 & 12 AND CONSECUTIVE TO CT 1

15 YRS

HOLT, LEO E

000009

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 009

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
08/26/91 LET MITTIMUS ISSUE/MITT TO ISS

HOLT, LEO E

08/28/91 NOTICE OF APPEAL FILED, TRNSFR

08/28/91 NOTICE OF NOTICE OF APP MAILED

08/28/91 CONTINUANCE BY ORDER OF COURT

09/13/91 1713

09/13/91 PUBLIC DEF APPTD FOR APPEAL

FITZGERALD, THOMAS R.

09/13/91 O/C FREE REPT OF PROCD ORD N/C

FITZGERALD, THOMAS R.

09/19/91 COMMON LAW RECORD PREPARED

09/20/91 CLR RECD BY APP COUNSEL

PD

09/18/91 MEMO OF ORDS & NOA PICKED-UP

09/13/91 APPELLATE COURT NUMBER ASGND

91-2922

02/04/91 TRANS PROC REC/FILED CLKS OFF

12/11/91 REPT OF PRCDs ORD FR CRT RPT

12/11/91 REPORT OF PROCEEDINGS PREPARED

12/17/91 REPT/PROCDS RECD BY APP ATTRY

03/23/92 REPORT OF PROCEEDINGS PREPARED

01/12/94 MANDATE FILED

01/24/94 1701

01/24/94 REVIEW COURT AFFIRMANCE

FITZGERALD, THOMAS R.

02/24/94 POST-CONVICTION FILED

CALL 03/10/94 1701

03/10/94 TRANSFERRED

03/17/94 6714

BASTONE, ROBERT P.

03/17/94 CONTINUANCE BY ORDER OF COURT

03/23/94

HOLT, LEO E

03/21/94 CASE ADVANCED

03/21/94 6714

HOLT, LEO E

03/21/94 POST-CONV PETITION DENIED

HOLT, LEO E

04/07/94 NOTICE OF APPEAL FILED, TRNSFR

05/05/94 NOTICE OF NOTICE OF APP MAILED

05/05/94 CONTINUANCE BY ORDER OF COURT

05/10/94 1713

05/10/94 PUBLIC DEF APPTD FOR APPEAL

FITZGERALD, THOMAS R.

05/10/94 O/C FREE REPT OF PROCD ORD N/C

FITZGERALD, THOMAS R.

000010

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 010

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 05/10/94 MEMO OF ORDS & NOA PICKED-UP
 FITZGERALD, THOMAS R.
 05/17/94 APPELLATE COURT NUMBER ASGND 94-1570
 04/19/94 POST-CONVICTION FILED CALL 06/10/94 1701
 06/10/94 TRANSFERRED 06/17/94 6714
 BASTONE, ROBERT P.
 06/17/94 CONTINUANCE BY ORDER OF COURT 06/27/94
 HOLT, LEO E
 06/27/94 CONTINUANCE BY ORDER OF COURT 06/30/94
 HOLT, LEO E
 06/30/94 CONTINUANCE BY ORDER OF COURT 07/27/94
 HOLT, LEO E
 07/27/94 PUBLIC DEFENDER APPOINTED
 HOLT, LEO E
 7/27/94 CONTINUANCE BY ORDER OF COURT 09/16/94
 HOLT, LEO E
 09/07/94 COMMON LAW RECORD PREPARED
 09/07/94 REPORT OF PROCEEDINGS PREPARED
 09/16/94 PUBLIC DEFENDER APPOINTED
 HOLT, LEO E
 09/16/94 CONTINUANCE BY AGREEMENT 12/16/94
 HOLT, LEO E
 09/14/94 CLR RECD BY APP COUNSEL
 PD
 09/14/94 REPRT/PROCDS RECD BY APP ATTRY
 PD
 12/16/94 POST-CONV PETITION DENIED
 HOLT, LEO E
 01/11/95 NOTICE OF APPEAL FILED, TRNSFR
 01/31/95 NOTICE OF NOTICE OF APP MAILED
 01/31/95 CONTINUANCE BY ORDER OF COURT 02/03/95 1713
 01/31/95 NOTICE OF MOTION/FILING 02/24/95 6714
 APPEALING DECISION OF POST-CONVICTION, NEED TATUS
 02/03/95 PUBLIC DEF APPTD FOR APPEAL
 02/03/95 O/C FREE REPT OF PROCD ORD N/C
 02/03/95 MEMO OF ORDS & NOA PICKED-UP
 02/23/95 MANDATE FILED 03/03/95 1701

000011

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 011

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION	
02/24/95 CONTINUANCE BY ORDER OF COURT	02/27/95 6714
BROWNFIELD, GARY L.	
02/24/95 CONTINUANCE BY ORDER OF COURT	03/07/95
HOLT, LEO E	
03/03/95 REVIEW COURT AFFIRMANCE	
PORTER, DENNIS J	
03/03/95 TRANS PROC REC/FILED CLKS OFF	
03/07/95 CONTINUANCE BY ORDER OF COURT	03/21/95
HOLT, LEO E	
03/13/95 REPORT OF PROCEEDINGS PREPARED	
03/13/95 COMMON LAW RECORD PREPARED	
03/15/95 CLR RECD BY APP COUNSEL	
PD	
03/15/95 REPRT/PROCDS RECD BY APP ATTRY	
PD	
03/21/95 DEFT SERVING SENTENCE	
HOLT, LEO E	
02/09/95 APPELLATE COURT NUMBER ASGND	95-0474
06/06/95 TRANS PROC REC/FILED CLKS OFF	
06/08/95 SUPPL REPORT OF PRCD PREPARED	
06/14/95 SUPPL REC RECD BY APPL COUNSEL	
PD	
06/25/96 SUPPL REPORT OF PRCD PREPARED	
06/26/96 SUPPL REPORT OF PRCD PREPARED	
06/27/96 SUPPL REC RECD BY APPL COUNSEL	
STATE APPELLATE DEFENDER	
06/27/96 SUPPL REC RECD BY APPL COUNSEL	
STATE APPELLATE DEFENDER	
01/23/97 MANDATE FILED	02/05/97 1701
02/05/97 REVIEW COURT REVERSAL-RMD DRTN	02/19/97 6714
MAKI, WILLIAM	
02/19/97 DEFENDANT IN CUSTODY	
HOLT, LEO E	
02/19/97 CONTINUANCE BY ORDER OF COURT	03/04/97
HOLT, LEO E	
03/04/97 CONTINUANCE BY ORDER OF COURT	03/14/97
HOLT, LEO E	

000012

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 012

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION	
03/14/97 CONTINUANCE BY ORDER OF COURT	03/17/97
HOLT, LEO E	
03/17/97 CONTINUANCE BY ORDER OF COURT	03/21/97
DAVY, THOMAS M.	
03/21/97 CONTINUANCE BY AGREEMENT	05/23/97
HOLT, LEO E	
05/23/97 CONTINUANCE BY ORDER OF COURT	08/29/97
HOLT, LEO E	
08/29/97 DEFENDANT NOT IN COURT	
HOLT, LEO E	
08/29/97 CONTINUANCE BY AGREEMENT	12/05/97
HOLT, LEO E	
12/05/97 DEFENDANT NOT IN COURT	
HOLT, LEO E	
2/05/97 MOTION DEFT - CONTINUANCE - MD	01/14/98
HOLT, LEO E	
01/14/98 DEFENDANT NOT IN COURT	
HOLT, LEO E	
01/14/98 MOTION DEFT - CONTINUANCE - MD	03/20/98
HOLT, LEO E	
03/20/98 MOTION DEFT - CONTINUANCE - MD	05/29/98
HOLT, LEO E	
05/29/98 DEFENDANT NOT IN COURT	
HOLT, LEO E	
05/29/98 CONTINUANCE BY AGREEMENT	08/21/98 6714
HOLT, LEO E	
08/21/98 DEFENDANT NOT IN COURT	
HOLT, LEO E	
08/21/98 TRANSFERRED	09/08/98 1701
HOLT, LEO E	
09/08/98 CASE ASSIGNED	09/17/98 6714
JDG. HOLT ROOM 704	
FITZGERALD, THOMAS R.	
09/17/98 MOTION DEFT - CONTINUANCE - MD	12/08/98
HOLT, LEO E	
12/08/98 DEFENDANT NOT IN COURT	
HOLT, LEO E	

C000013

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 013

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION

12/08/98 MOTION DEFT - CONTINUANCE - MD 01/20/99 1716

HOLT, LEO E

01/20/99 DEFENDANT NOT IN COURT

HOLT, LEO E

01/20/99 MOTION DEFT - CONTINUANCE - MD 03/18/99

HOLT, LEO E

03/18/99 MOTION DEFT - CONTINUANCE - MD 06/03/99

HOLT, LEO E

06/03/99 MOTION DEFT - CONTINUANCE - MD 09/01/99

HOLT, LEO E

09/01/99 CONTINUANCE BY ORDER OF COURT 11/02/99

HOLT, LEO E

11/02/99 DEFENDANT IN CUSTODY

HOLT, LEO E

1/02/99 MOTION DEFT - CONTINUANCE - MD 12/01/99

HOLT, LEO E

12/01/99 DEFENDANT NOT IN COURT

HOLT, LEO E

12/01/99 DEFENDANT IN CUSTODY

HOLT, LEO E

12/01/99 CONTINUANCE BY ORDER OF COURT 12/02/99

HOLT, LEO E

12/02/99 MOTION DEFT - CONTINUANCE - MD 01/11/00

HOLT, LEO E

01/11/00 MOTION DEFT - CONTINUANCE - MD 03/14/00

HOLT, LEO E

01/24/00 HEARING DATE ASSIGNED 01/27/00 1716

APPT. OF COUNSEL OTHER THEN PUBLIC DEFENDER

01/27/00 CONTINUANCE BY ORDER OF COURT 03/14/00

HOLT, LEO E

01/31/00 HEARING DATE ASSIGNED 03/14/00 1716

APPT. OF COUNSEL OTHER THEN P.D.

03/14/00 MOTION DEFT - CONTINUANCE - MD 04/10/00

HOLT, LEO E

04/10/00 MOTION DEFT - CONTINUANCE - MD 04/24/00

HOLT, LEO E

04/24/00 SPECIAL ORDER 00/00/00

M/D APPT OF COUNSEL OTHER THAN P.D. - DENIED

HOLT, LEO E

000014

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 014

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION

04/24/00 CONTINUANCE BY ORDER OF COURT	07/24/00
HOLT, LEO E	
07/24/00 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	
07/24/00 DEFENDANT NOT IN COURT	00/00/00
HOLT, LEO E	
07/24/00 CONTINUANCE BY AGREEMENT	09/13/00
HOLT, LEO E	
09/13/00 DEFENDANT IN CUSTODY	00/00/00
LACY, WILLIAM G.	
09/13/00 DEFENDANT NOT IN COURT	00/00/00
LACY, WILLIAM G.	
09/13/00 CONTINUANCE BY AGREEMENT	12/13/00
LACY, WILLIAM G.	
2/13/00 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	
12/13/00 MOTION DEFT - CONTINUANCE - MD	03/13/01
HOLT, LEO E	
03/13/01 CONTINUANCE BY AGREEMENT	06/05/01
HOLT, LEO E	
06/05/01 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	
06/05/01 PRISONER DATA SHEET TO ISSUE	00/00/00
HOLT, LEO E	
06/05/01 CONTINUANCE BY AGREEMENT	08/30/01
HOLT, LEO E	
06/25/01 HEARING DATE ASSIGNED	08/30/01 1716
PARTIAL SUPPLEMENTAL POST CONVICTION PETITION	
08/30/01 MOTION DEFT - CONTINUANCE - MD	11/15/01
HOLT, LEO E	
11/15/01 MOTION DEFT - CONTINUANCE - MD	02/14/02
HOLT, LEO E	
02/07/02 HEARING DATE ASSIGNED	02/14/02 1716
REMOVE COUNSEL-REQUEST COUNSEL OTHER THEN P.D. FFICE.	
02/14/02 CONTINUANCE BY ORDER OF COURT	02/20/02
HOLT, LEO E	
02/20/02 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	

CC0015

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Page 015

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION

02/20/02 MOTION DEFT - CONTINUANCE - MD	05/22/02
HOLT, LEO E	
05/22/02 CONTINUANCE BY ORDER OF COURT	05/24/02
HOLT, LEO E	
05/24/02 CONTINUANCE BY ORDER OF COURT	08/14/02
HOLT, LEO E	
08/14/02 CONTINUANCE BY ORDER OF COURT	11/14/02
HOLT, LEO E	
11/14/02 MOTION DEFT - CONTINUANCE - MD	03/13/03
HOLT, LEO E	
03/13/03 MOTION DEFT - CONTINUANCE - MD	04/15/03
HOLT, LEO E	
04/15/03 CONTINUANCE BY AGREEMENT	05/21/03
HOLT, LEO E	
5/21/03 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	
05/21/03 DEFENDANT NOT IN COURT	00/00/00
HOLT, LEO E	
05/21/03 MOTION DEFT - CONTINUANCE - MD	07/09/03
HOLT, LEO E	
05/21/03 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	
05/21/03 DEFENDANT NOT IN COURT	00/00/00
HOLT, LEO E	
05/21/03 MOTION DEFT - CONTINUANCE - MD	07/09/03
HOLT, LEO E	
07/09/03 CONTINUANCE BY AGREEMENT	07/30/03
KIRBY, JOHN P.	
07/30/03 DEFENDANT IN CUSTODY	00/00/00
HOLT, LEO E	
07/30/03 CONTINUANCE BY ORDER OF COURT	10/15/03
HOLT, LEO E	
10/15/03 SPECIAL ORDER	
M/S DISMISS ALLOWED	
HOLT, LEO E	
02/23/05 SPECIAL ORDER	00/00/00 F
ADVERSE JUDGEMENT & MOTION TO VACATE ADVERSE JUDGEMENT.	2

000016

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS Page 016

PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 88CR1251701

JEROME

HENDRICKS

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION		
02/23/05 HEARING DATE ASSIGNED	02/28/05	1716
02/28/05 DEFENDANT IN CUSTODY	00/00/00	
CROOKS, WILBUR E.		
02/28/05 DEFENDANT NOT IN COURT	00/00/00	
CROOKS, WILBUR E.		
02/28/05 CONTINUANCE BY ORDER OF COURT	03/15/05	
CROOKS, WILBUR E.		
03/15/05 DEFENDANT IN CUSTODY	00/00/00	
CROOKS, WILBUR E.		
03/15/05 DEFENDANT NOT IN COURT	00/00/00	
CROOKS, WILBUR E.		
03/15/05 PUBLIC DEFENDER APPOINTED	00/00/00	
CROOKS, WILBUR E.		
03/15/05 M/D VACATE PLEA, FNDG, VRDCT	00/00/00	D 2
CROOKS, WILBUR E.		
03/15/05 SPECIAL ORDER	00/00/00	
OFF CALL		
CROOKS, WILBUR E.		
03/15/05 PREVIOUS ORDER TO STAND	08/26/91	
CROOKS, WILBUR E.		
04/18/05 NOTICE OF APPEAL FILED, TRNSFR	00/00/00	
04/18/05 NOTICE OF NOTICE OF APP MAILED	00/00/00	
04/18/05 HEARING DATE ASSIGNED	04/29/05	1713
05/03/05 APPELLATE COURT NUMBER ASGND	00/00/00	05-1223
04/29/05 ILL STATE APPELLATE DEF APPTD	00/00/00	
BIEBEL, PAUL JR.		
04/29/05 O/C FREE REPT OF PROCD ORD N/C	00/00/00	
BIEBEL, PAUL JR.		
04/29/05 MEMO OF ORDS & NOA PICKED-UP	00/00/00	
BIEBEL, PAUL JR.		

I hereby certify that the foregoing has been entered of record on the above captioned case.
Date 05/09/05

DOROTHY BROWN
CLERK OF THE CIRCUIT COURT OF COOK COUNTY

000011

THE STATE OF ILLINOIS VS.

CASE
NO.

88CR12517

Jessie Hendricks O

DA

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

SEP 02 1988

FITZGERALD

*Ann 9-7-88**Answer PD**First Appearance**W. P. S. A. Assigned, waived formal**notice of charges, outside filed of**the charge. CTS transfer to Judge**Holt 09/09/88**State Motion for Pre-Trial Disc. Filed.**M/S SGT Carey**9/88**Mocking pp deft. in custody. Atty Gen't files
proceeding Appearance. Transcripts tendered
BR 10/17/88x*

OCT 17 1988 JUDGE LEO E. HOLT

*pp deft. in custody. Draft Order
for Discovery filed by Court.
Subpoensed material tendered to
FD in open court. Deft admonished
as to Trial is Absentia.**B/A 12-16-88x*

DATE

JUDGE

ORDERS ENTERED

DEC 16 1988

JUDGE LEO E. HOLT

pp deft in custody. MS Leave to file
 Answer to Discovery allowed.
 BA 2/2/89 x

FEB 02 1989

JUDGE LEO E. HOLT

pp deft in custody. Atty present.
 MS Leave to file long form Answer
 to Discovery allowed. MD Leave to
 file Motions regarding Death
 Penalty Phase of Case: allowed. State
 tenders Discovery.
 BA 3/29/89 w/s

MAR 29 1989

LEO E. HOLT

pp deft in custody. Atty present.
 MD to Preclude Death Penalty Procedure -
 Denied. MD to Compel the Prosecution
 to Disclose whether it will Request
 a Death Penalty Hearing etc - Denied.
 MD to Prohibit Consideration of Arrest
 not resulting in Conviction etc - Withdrawn
 MD to Declare the Illinois Death
 Penalty Unconstitutional - Denied.
 MD to Compel Prosecution to Disclose
 whether it will Request a Death Pen
 Hearing if Jerome Hendricks is Convicted
 of Murder - Denied. MD for individual
 Voir Dire and Sequestration of Jurors
 during Voir Dire - Granted. MD to
 Compel Prosecution to Disclose any
 Non-Statutory Aggravating Factor it
 will Present at the Sentencing hearing -
 Granted. MD to Preclude the State
 from Death Qualifying a Potential Jury
 etc - Denied. MD to Bar a Death
 Penalty Sentence Hearing Under
 9-1(d) and to Bar Imposition of the

CASE NO.

87CR 12517

DATE

PAPERS FILED

DATE

JUDGE

ORDERS ENTERED

Inform the Defense of the State's Intention to Use Evidence of Another Crime and amend State's Answer to Discovery allowed.

JAN 22 1991

LEO E. HOLT

pp - deft. in custody. MD 2/4/91 w/s Jury

FEB 04 1991

LEO E. HOLT

pp deft. in custody. MD 2/5/91 w/s Jury

FEB 05 1991

LEO E. HOLT

pp deft. in custody. MS Leave to amend Counts 3 & 4 of the indictment allowed. Deft. waived right to hearing by jury as to the death phase and signs jury waiver. Plea of not guilty (HE) is entered. O/C 2/6/91 x 11:00

FEB 06 1991

LEO E. HOLT

pp deft. in custody. MS Leave to amend CTs 5, 6, 7, 8, 9 & 11 allowed. Deft. advised of right to trial by jury, waives jury trial and signs jury waiver. BA 2/10/91 x 1:00

(OVER)